

ACTS

OF THE

FIFTH BIENNIAL SESSION

OF THE

GENERAL ASSEMBLY OF ALABAMA,

HELD IN THE

CITY OF MONTGOMERY,

COMMENCING ON THE

SECOND MONDAY IN NOVEMBER, 1855.

JOHN A. WINSTON, Governor.

R. W. WALKER, Speaker of the House of Representatives.

B. C. YANCEY, President of the Senate.

MONTGOMERY:

BATES & LUCAS, STATE PRINTERS.

1856.

LAWS OF ALABAMA.

[No. 1.]

*AN ACT

1853-'54.

For the further security and protection of the State
in Railroad loans.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Alabama in General Assembly convened,* That if any Railroad Company to whom any sum has or may be loaned, or proposed to be loaned by any act of the General Assembly of this State, whether the same be received in gold or silver, the notes of the State Bank and branches, the notes of any other Bank or fund, securities or credits, shall fail or refuse promptly and in good faith to make payment at the time and in the manner stipulated, the charter of such Company shall be forfeited, upon such default of payment, and the General Assembly may declare it forfeited, and any forfeiture so declared shall be complete and effectual for all purposes, without any judicial proceeding for that purpose. Loaning of money.

SEC. 2. *Be it further enacted,* That upon the application of any Company for any loan so made or proposed to be made, or for the extension of any loan heretofore or hereafter made, and received, said Company shall, before receiving any sum, whether in gold or silver, the notes of the Bank of the State of Alabama, or any of its branches, the notes of any other Bank, or other funds, securities or credits, or before extending any loan by virtue of the provisions of the act under which application is made for loan or extension, file with the Governor the consent to, and acceptance of the Company so applying, properly authenticated, of the terms and conditions of this act. Extension of loan.

SEC. 3. *Be it further enacted,* That the filing with

manner of apportioning the road lands in the county of St. Clair," be, and the same is hereby repealed.

Repealed.

SEC. 2. *Be it further enacted*, That from and after the passage of this act, the Judge of Probate and Sheriff of St. Clair county, for services required of them in Article 1. Part 1. Title 13, Chapter 14, Code of Alabama, shall each receive annually fifty dollars, instead of ninety dollars as authorized by Section 1186, Code of Alabama.

APPROVED, Feb. 2, 1856.

[No. 26.]

AN ACT

To amend the criminal law.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Alabama in General Assembly convened*, That any one who shall sell or give or lend, to any male minor, a bowie knife, or knife or instument of the like kind or description, by whatever name called, or air gun or pistol, shall, on conviction be fined not less than three hundred, nor more than one thousand dollars.

Penalty.

APPROVED, Feb. 2, 1856.

[No. 27.]

AN ACT

To declare Luxapalila Creek in Fayette county a public highway.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Alabama in General Assembly convened*, That from and after the passage of this act, Luxapalila Creek in Fayette county, from the State line up to Wood's Mill on said stream, be, and the same is hereby, declared a public highway.

APPROVED, February 15, 1856.