

Forfeiture.

SEC. 5. For every neglect in keeping a good and sufficient boat, or failure to give prompt and ready attendance, the said R. P. Miller, his heirs, executors, administrators, or assigns, shall forfeit a sum, not exceeding twenty-five dollars, to be recovered by a civil action before any court having competent jurisdiction, and shall be further liable in a like action, for all damages any person shall sustain by reason of the neglect of said Miller, to fulfil any of the duties imposed upon him by this act.

Remedy.

SEC. 6. Any person who shall sustain any injury by the negligence or default of said Miller, or of the ferryman in his employ, may have a remedy by an action upon the bond required in this act.

Legislature may alter or repeal act.

SEC. 7. The legislature may alter, amend or repeal this act at any time after its passage.

Approved March 6, 1853.

CHAPTER 78.

March 6, 1853.

An Act granting to Emanuel Case, the right to establish and maintain a ferry across the Mississippi river.

SECTION.

1. Grant of right to keep ferry; for how long a time.
2. To keep boats and cross all persons at all times.
3. Rates of forriage not to exceed a specified amount
4. Bond to be filed, conditions of; penalty for violation of.

SECTION.

5. Liability for neglect; suits for damages, how brought.
6. Remedy for injuries sustained by negligence of owner or ferryman how recovered.
7. Legislature may alter, amend or repeal charter.

Grants ferry right for six years.

Be it enacted by the Legislative Assembly of the Territory of Minnesota, That Emanuel Case, his heirs, executors, administrators, or assigns, shall have the exclusive right and privilege for the period of six years, of keeping and maintaining a ferry across the Mississippi river, opposite to lots one and two, in block thirty-two, in Bottineau's addition to the town of St. Anthony, in the county of Ramsey, and Territory of Minnesota; and no other ferry shall be established within one half mile of said lots.

To keep boats.

SEC. 2. Said Emanuel Case, shall at all times keep a safe and good boat, in good repair, sufficient for the accommodation of all persons wishing to cross at said ferry and shall give prompt and ready attendance on passengers or teams, on all occasions, and at all hours, both at night or day; but persons crossing at said ferry at night, may be charged double the fare as hereinafter prescribed.

SEC. 3. The rates charged for crossing at said ferry shall not exceed the following:

For each foot passenger, - - - - -	10 cents.	Rates.
" each horse, mare or mule, with or without rider, -	15 "	
" each two horse, two ox or two mule team, loaded or unloaded, with driver, - - - - -	25 "	
" each single horse carriage, - - - - -	25 "	
" each additional horse, mule, ox or cow, - - -	10 "	
" each swine or sheep, - - - - -	2 "	

All freight of lumber, merchandize, or other articles not in teams, at the rate of ten cents per barrel, fifty cents per 31 feet of lumber, and three cents per hundred weight of all other articles.

Sec. 4. The said Emanuel Case shall, within six months after the passage of this act, file or cause to be filed with the clerk of the board of county commissioners of the county of Ramsey, a bond to the said board, with two or more sufficient sureties to be approved by said board, in the penal sum of one thousand dollars; conditioned that he will fulfil all the duties that are imposed upon him in the foregoing sections, and in case of his failure so to do, he shall forfeit all the benefits that might have accrued to him from its passage.

Bond to be given and filed.

Sec. 5. For every neglect in keeping a good and sufficient boat, or failure to give prompt and due attendance, the said Emanuel Case, shall forfeit a sum not exceeding twenty dollars, to be recovered by an action of debt, before any court having competent jurisdiction, and shall be further liable in an action on the case, for all damages any person may sustain by reason of the neglect of said Case to fulfil any of the duties imposed upon him by this act.

Liability for neglect.

Sec. 6. Any person who shall sustain any injury by the negligence or default of said Case, or of the ferryman in his employ, may have a remedy by an action on the bond required in this act.

Remedy.

Sec. 7. The legislature may alter, amend or repeal this act at all times.

Approved March 6, 1852.

CHAPTER 79.

March 4, 1852.

An Act to provide for laying out a Territorial Road from the Falls of St. Anthony to the western boundary of Sibley county.

SECTION.

1. Commissioners appointed; road to be located, where.

SECTION.

2. Duties of commissioners; where and when to meet.

Commissioners.

Be it enacted by the Legislative Assembly of the Territory of Minnesota, That Emanuel Case, David Gorham and Calvin A. Tuttle, of Hennepin county, are hereby appointed commissioners to locate and mark a territorial road, commencing at the Falls of Saint Anthony, from thence on the most feasible route, via Stevens' Mills, on Falls Creek, to the western boundary of Sibley county.