

actions thereafter commenced in said court, shall be entered in said system of dockets and indexes so adopted as provided in sections one (1) and two (2) of this act; and the said dockets and indexes shall be official records of said clerk's office, and of like force and effect as similar records hitherto kept in said office.

SEC. 5. This act shall take effect and be in force from and after its passage.

Approved February 6, 1885.

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## CHAPTER 185.

AN ACT TO AUTHORIZE THE RED WING AND TRENTON TRANSIT COMPANY TO ESTABLISH AND MAINTAIN A FERRY ACROSS THE MISSISSIPPI RIVER, AT THE CITY OF RED WING, IN THE COUNTY OF GOODHUE.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the Red Wing and Trenton Transit company, and its successors and assigns, shall have the exclusive right and privilege, for the period of ten (10) years, of keeping and maintaining a ferry across the main channel of the Mississippi river, at the city of Red Wing, in the county of Goodhue, in this state, at any point within one mile eastwardly or westwardly, up and down the said river, from the foot of Broad street in said city where the same strikes said river.

SEC. 2. That the said Red Wing and Trenton Transit company, and its successors and assigns, shall, in each and every year, at the opening of uninterrupted navigation in said main channel, cause to be placed and maintained upon such ferry, such good and sufficient boat or boats as may be necessary for the accommodation of foot passengers, and to transport across said main channel all teams, horses, cattle, and other animals and property, desiring to be, or offered for transportation across said channel, and shall, at all times between five (5) o'clock in the forenoon and eight (8) o'clock in the afternoon of each and every day during the season of the navigation of said channel, give ready and prompt attention to the passing and repassing of passengers, teams and animals by means of said ferry across said channel.

SEC. 3. That it shall be lawful for the said Red Wing and Trenton Transit company, its successors and assigns, to land their boats, and passengers, animals, and other property transported thereon, on any

public street or highway which may terminate within the points above specified, and it may also land such boats, passengers, animals, and other property upon the lands of any person, first having obtained from such person the right so to do.

SEC. 4. The rates charged for ferriage shall not exceed the following, to-wit:

For each foot passenger.....	ten (10) cents.
For each horse, mare or mule, with or without rider .....	twenty (20) cents.
For each two-horse, two-ox or two-mule team, loaded or unloaded, with driver.....	twenty-five (25) cents.
For each horse, ox, mule or other team of more than two (2) animals, for each such additional animal.....	ten (10) cents.
For each and every person in addition to one (1) driver, who shall be transported upon said ferry in any vehicle drawn by any team as specified above.....	ten (10) cents.
For each single-horse carriage and driver.....	twenty-five (25) cents.
For each two-horse carriage and driver.....	twenty-five (25) cents.
For each carriage drawn by more than two (2) horses or mules, for every such animal more than two (2)....	ten (10) cents.
For each and every person transported upon such ferry in any such carriage in addition to the driver thereof.....	ten (10) cents.
For each horse or mule, not forming a part of any team used in drawing any vehicle, and not ridden, and for each ox not forming a part of any team, and for each cow, sheep, swine or other animal, the sum of.....	ten (10) cents.
For all freight or merchandise not forming the load of any team, at the rate of.....	ten (10) cents per one hundred (100) pounds.
For any property not enumerated above after the same rates allowed herein.	

SEC. 5. If the said Red Wing and Trenton Transit company, or its successors or assigns, or any person employed by it or them, shall take, exact or receive any greater or higher rates of ferriage than are allowed by this act, such company, or its successors and assigns, or the person so exacting or receiving such higher rate, shall, for every such offense, forfeit and pay to, and for the use of the person paying such higher rate, the sum of ten (10) dollars, to be recovered with costs of suit before any justice of the peace of said county; *Provided*, That for any such ferriage done after eight (8) o'clock in the afternoon and five (5) o'clock in the morning, double the above rates may be charged; and *Provided further*, That if at any time by reason of high water, the road across the island situate opposite said city of Red Wing is rendered impassable, such double rate may be charged.

SEC. 6. If the said Red Wing and Trenton Transit company shall, for the space of ten (10) days after the opening of uninterrupted navigation in said main channel in any year, fail or neglect, except for good and sufficient cause, to have said ferry in operation for the transportation of freight, passengers and animals, it shall forfeit and

pay to the city of Red Wing the sum of twenty (20) dollars for each and every day that such default or neglect continues, to be recovered with costs before any justice of the peace of said county, and shall also be liable for all damages sustained by any person by reason of such failure or neglect.

SEC. 7. If any person or persons shall, after the establishment of the ferry aforesaid, establish, set up, keep or maintain any ferry, or shall carry any person, animal or other property for hire or pay across the Mississippi river from any place on the west side or shore of the same, within the points above designated, every such person shall, for every such offense, forfeit and pay to the said Red Wing and Trenton Transit company, or its successors or assigns, the sum of ten (10) dollars to be recovered with costs of suit before any justice of the peace of said county, and said person or persons so offending may be by any court having jurisdiction in the premises, enjoined from keeping or maintaining any such ferry, or transporting thereon any person, animal or property; *Provided*, That nothing in this act contained shall be so construed as to prevent any person who resides within the limits aforesaid, from the right of making use of his own boats in transporting himself and his own property across said river at pleasure.

SEC. 8. If the said Red Wing and Trenton Transit company, or its successors or assigns, shall fail to establish said ferry on or before the first (1st) day of June, one thousand eight hundred and eighty-five (1885), or if it or they shall fail to fulfill the conditions of this act, then, or in either of those events the legislature may amend or repeal this act; *Provided*, That if at any time a wagon bridge shall be constructed across said main channel within the limits of said city, or if for any other cause the maintenance of said ferry shall become unnecessary, then said company, its successors and assigns, shall be released from the duties and liabilities hereby imposed.

SEC. 9. This act shall take effect and be in force from and after its passage.

Approved February 14, 1885.