

CHAPTER 9.

An Act providing for laying out and establishing a Territorial Road from Rum River to Crow Wing.

Oct. 27, 1849.

SECTION.

1. S. B. Olmsted, David Gilman and Joseph Brown, commissioners to locate road.

SECTION.

2. Commissioners to meet on the first day of November, or afterwards, duty of.

Be it enacted by the Legislative Assembly of the Territory of Minnesota, That S. B. Olmsted, of Fort Gaines, David Gilman, of Sauk Rapids, and Joseph Brown of Big Lake, be, and they are hereby appointed commissioners to locate and mark a Territorial Road, commencing on Rum River, at a point where the St. Paul and Rum River Road terminates, and terminating at Crow Wing, on the most practicable route, by the way of Elk River, Big Lake, Sturgis', Sauk Rapids, Aitkin's, Little Falls and Fort Gaines.

Commissioners.

SEC. 2. That the said commissioners, or any two of them, shall meet at Antoine Roberts', on the first day of November next, or as soon thereafter as they conveniently can, for the purpose of proceeding to the discharge of their duties, and that they be and are hereby authorized to adjourn from time to time as a majority of them may deem proper, and the commissioners when assembled, shall proceed to lay out and mark said road according to the provisions of law in such cases made and provided.

Commissioner, when to meet, etc.

Approved—October 27, 1849.

CHAPTER 10.

An Act granting a charter to Elam Greely, his heirs, &c., to construct and maintain a dam across Snake river near the outlet of Cross Lake.

Oct. 20, 1849.

SECTION.

1. Elam Greely authorized to build a dam and use the same, how long.
2. Dam to be built, in what manner.
3. Duty to sluice logs, in what time; penalty for failure.

SECTION.

4. Gates to be opened and shut, at what time.
5. Toll to be collected, amount of, etc.
6. Chute in dam, how built.
7. Sluices in dam to remain open, when.

Be it enacted by the Legislative Assembly of the Territory of Minnesota, That Elam Greely, his heirs, executors, administrators and assigns, be, and hereby are authorized to build a dam across Snake river near the outlet of Cross lake, and to keep up and maintain the same for the term of twelve years: *Provided,* That nothing in this section contained, shall preclude the legislative assembly after the lapse of six years, from altering or repealing this act, whenever it shall be deemed consistent with the public interest to do so.

Authorized to build a dam.

Dam, how high to be built.

SEC. 2. That the said dam shall be sufficiently high to raise the surface of said Cross lake, at least five feet and six inches above low water mark. That the dam shall be provided with the necessary gates and sluices, and all the other appurtenances necessary for sluicing logs, and be ready to sluice logs on the first day of April, one thousand eight hundred and fifty.

Duties and liabilities of Greely.

SEC. 3. That the said Elam Greely, shall sluice all logs upon the requisition of the owner or owners thereof, commencing to sluice within five days after the logs have arrived in the boom belonging or attached to said dam; *Provided*, That the owner or owners of said logs, or their accredited agents, shall have tendered him the legal toll or security for the same; and for any violation of this section, the said Elam Greely shall be responsible to the owner or owners of said logs, for any damage sustained; to be recovered in any proper action or suit, in any court of competent jurisdiction.

Gates when to be opened and shut

SEC. 4. That the said Elam Greely shall be bound in the like penal sum, to open all the gates of said dam, or such a number thereof, as shall be found to afford sufficient water to drive logs between the dam and the mouth of Snake river, upon the requisition of the owner or owners of such logs as have been sluiced, for and during at least four days after the last logs of the number that were intended to be sluiced at the same time, shall have passed the dam: *Provided*, That he shall reserve the right to shut the gates at sun down, raising them again one hour before sun rise.

Tolls how collected.

SEC. 5. That the said Elam Greely shall be entitled to collect by law, a toll on all logs passing the dam: *Provided*, That such toll shall not exceed the sum of ten cents, for the first year, for every thousand feet of lumber in logs, and six and one-fourth cents per thousand thereafter, taking the scale in common use on the St. Croix river, as a guide; such toll, in case of default of payment, to be collected under an action for debt.

Chute in dam how built.

SEC. 6. That said dam to be supplied with a chute, with such an inclination, that fish may pass freely up and down the river.

Sluices in dam to remain open.

SEC. 7. That the sluices of said dam, shall remain open, (after all the logs to be sluiced that season, shall have been sluiced,) until such time as it may be found necessary to close them, in order to fill the dam preparatory to the next spring drive.

Approved Oct. 20, 1849.

CHAPTER 11.

Oct. 20, 1849.

An Act granting a divorce to Louis Laramie from Wa-kan-ye-ke-win, his wife.

Divorce of Louis Laramie from his wife.

Be it enacted by the Legislative Assembly of the Territory of Minnesota, That Louis Laramie is hereby divorced from his wife, Wa-kan-ye-ke-win, his wife, as fully and effectually, as if the legal ceremony of marriage and its rites had never been solemnized.

Approved Oct. 20, 1849.