

SEC. 5. For every neglect in keeping a good and sufficient boat, or failure to give prompt and due attendance, the said James M. Goodhue and Isaac N. Goodhue, shall forfeit a sum, not exceeding twenty 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 may sustain by reason of the neglect of said James M. Goodhue and Isaac N. Goodhue, to fulfil any of the duties imposed upon them in this act.

Forfeiture.

SEC. 6. Any person who shall sustain any injury by the negligence or default of said James M. Goodhue and Isaac N. Goodhue, or of the ferryman in their employ, may have a remedy by an action upon the bond required in this act.

Remedy.

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

Legislature may alter or repeal act.

Approved Feb. 27. 1852.

CHAPTER 57.

An Act granting to Henry G. Bailly, the right to establish and maintain a ferry across the Mississippi river, at or near Olive Grove, in the county of Wabasha.

March 6, 1852.

SECTION.

1. Grant of rights to keep ferry; for how long a time.
2. To keep boats and cross all persons at all times
3. Rates of ferrage 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.

Be it enacted by the Legislative Assembly of the Territory of Minnesota, That Henry G. Bailly, 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 or near Olive Grove, in the county of Wabasha, Territory of Minnesota; and no other ferry shall be established within one half mile of said ferry, either above or below.

Grants ferry right for ten years.

SEC. 2. That said Henry G. Bailly, shall at all times keep a safe and good boat or boats, 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, of the night or day; but persons wishing to cross at said ferry after ten o'clock at night, may be charged double the fare as hereinafter prescribed.

To keep boats.

Rates of forriage.

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

For each foot passenger,	- - - - -	10 cents.
" each horse, mare or mule, with or without rider,	- - - - -	25 "
" each two horse, two ox or two mule team,	- - - - -	
<i>loaded or unloaded, with driver,</i>	- - - - -	50 "
" each single horse carriage,	- - - - -	35 "
" each additional cow or ox,	- - - - -	15 "
" each swine or sheep,	- - - - -	3 "

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

To give bond.

SEC. 4. The said Henry G. Bailly 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 Washington, a bond to the said board, with two or more good and 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.

Forfeiture for neglect.

SEC. 5. For every neglect in keeping a good and sufficient boat, or failure to give prompt and ready attendance, the said Henry G. Bailly, his heirs, executors, administrators or assigns, shall forfeit a sum not exceeding twenty 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 Henry G. Bailly, to fulfil any of the duties imposed upon him in this act.

Remedy for damages.

SEC. 6. Any person who shall sustain any injury by the negligence or default of said Bailly, 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 charter.

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

Approved March 6, 1852.

CHAPTER 58.

March 6, 1852.

An Act to dissolve the marriage contract between Tido S. Lottman and Rosa Lottman his wife.

Dissolution of marriage contract.

Be it enacted by the Legislative Assembly of the Territory of Minnesota, That the marriage contract heretofore existing between Tido S. Lottman and Rosa Lottman, be, and the same is hereby dissolved; and that the said parties are hereby restored to all the rights and privileges of unmarried persons.

Approved March 6, 1852.