

CHAPTER XXXVIII.

An act granting to Moses Perin and Joseph H. Tyler the right to establish and maintain a Ferry over Lake St. Croix.

- SECTION 1. Ferry rights of Moses Perin and Joseph H. Tyler defined.
 2. The kind of boat or boats to be kept and how attended.
 3. Rates of toll to be charged for crossing the ferry.
 4. Bond required and the forfeiture in case it is not given.
 5. Liability of Moses Perin and Joseph H. Tyler for not keeping a good and safe boat and for accidents from negligence.
 6. Persons sustaining injury may have a remedy upon the bond required.
 7. The right to alter or amend reserved.

Be it enacted by the Legislative Assembly of Minnesota Territory:

SECTION 1. That Moses Perin and Joseph H. Tyler, their heirs, executors, administrators and assigns, shall have the exclusive right and privilege for the period of fifteen years, of keeping and maintaining a ferry across the Lake St. Croix, in the county of Washington, and Territory of Minnesota, to start from the foot of Main street in the village of Lakeland, in said county and Territory, and no other ferry shall be established nearer than one half mile, both above and below the said ferry hereby established. Right to establish a ferry granted.

SEC. 2. Said Moses Perin and Joseph H. Tyler shall at all times keep a safe and good boat or boats, in good repair, for the accommodation of all persons wishing to cross 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 said ferry after nine o'clock at night, may be charged double the fare hereinafter prescribed. Kind of boat to be kept—how attended.

SEC. 3. The rates charged for crossing the above ferry shall not exceed the following: Rates of toll.

For each foot passenger.....	15 cents.
For horse, mare or mule, with or without rider.....	50 "
For two horses, two ox or two mule team, loaded or unloaded, with driver.....	\$1
For single horse carriage.....	60 "
For additional horse, ox, cow or mule.....	10 "
For swine or sheep.....	5 "

All freight or lumber, merchandise or other articles not in teams, at the rate of ten cents per barrel, fifty cents per thousand feet of lumber, and three cents per hundred pounds for all other articles.

SEC. 4. The said Moses Perin and Joseph H. Tyler shall, within six months after the passage of this act, file or cause to be filed with the clerk of Bond to be filed.

the board of county commissioners of the county of Washington, 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 they will fulfill all the conditions that are imposed upon them in this act, and in case of their failure so to do, they shall forfeit all the benefits that might have accrued to them from the passage hereof.

Of the liabilities.

SEC. 5. For every neglect in keeping good and sufficient boat, or failure to give prompt and due attendance, the said Moses Perin and Joseph H. Tyler shall forfeit a sum not exceeding twenty dollars, to be recovered in a civil action before any court having competent jurisdiction, and shall be further liable in a like manner for all damages any person may sustain by reason of the neglect of said Moses Perin and Joseph H. Tyler to fulfill any of the duties imposed upon them by this act.

Remedy of injured parties.

SEC. 6. Any person who shall sustain any injury by the negligence or default of said Moses Perin and Joseph H. Tyler, or of the ferryman in their employ, may have a remedy by an action upon the bond required in this act.

Power of Legislature over this act.

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

J. S. NORRIS,
Speaker of House of Representatives.
WM. P. MURRAY,
President of Council.

APPROVED—March third, eighteen hundred and fifty-five.

W. A. GORMAN.

I hereby certify the foregoing to be a true copy of the original Act on file in this office.

J. TRAVIS ROSSER,
Secretary of Minnesota Territory.