

## CHAPTER XIII.

*A Bill for an Act to grant the right to establish Ferries and maintain the same, to certain persons in this Territory.*

- SECTION 1 General grant to establish ferries at points hereafter named.  
 2 Grants to certain persons.  
 3 Rates of toll.  
 4 Grants to certain persons.  
 5 Rates of toll.  
 6 Grants to certain persons.  
 7 Rates of toll.  
 8 Grant to J. B. Culva, and rates of toll.  
 9 Bond to be filed within six months.  
 10 Required to keep good boats, and give attendance.—Injuries and penalty.  
 11 Charter to be valid in both Counties, when river is boundary line, though not named.  
 12 Legislature may alter or amend.  
 13 Act takes effect on passage.  
 14 The grants in this act not to interfere with former grants.  
 15 Exclusive right within one-half mile on either side of ferry—conflict with other charters.

*Be it enacted by the Legislative Assembly of the Territory of Minnesota :*

SECTION 1. That each and every of the following named person or persons, their heirs, executors, administrators, assigns, and legal representatives shall have the exclusive right to establish and maintain Ferries across the navigable streams within this Territory. Also across streams that are navigable that form in part the boundaries of this Territory, at the points or places hereafter designated, the said exclusive right to remain to them for the space of fifteen years, subject to all the provisions herein and hereafter provided.

SEC. 2. 1st—Granting to James D. Williams at a point in Lot No. 1 in Sec. No. 14 in township No. 28, N. of R. 23  
 Ferry rights to J. D. Williams. W., across the Mississippi River to a point in the northern lot of said Section 14.

2d—To Anson Northrup, across the Mississippi River between the towns of Swan River, in Morrison County, and Jancerville, in Todd County.

3d—To E. A. Goodell, across the Mississippi River at Brownsville, in the County of Houston, at a point to be selected by him in said town of Brownsville.

4th—To John F. Gallew, across the Mississippi River at John F. Gallew. or near the foot of Locust street, in the town of Monticello.

5th—To John J. McVay and Richard Austin, across the J. J. McVay and R. Austin. Mississippi River from the N. E. quarter of Section 26 in

township 115 N. of R. 17, to Prescott, in the State of Wisconsin.

6th—To John Gohey, across the Mississippi River at a point on or near Lot No. 8, in Section No. 4 in township No. 28, R. 22, West. John Gohey.

7th—To William Attenberg, across the Mississippi River at the foot of McCrey Island, opposite the town of Nininger. W. Attenberg.

8th—To William Chandler and Wood, across the Mississippi River at or near the town of Fremont, in Wright County. Wm. Chandler and Wood.

9th—To William Pfaender, across the Minnesota River at a point opposite New Ulm, in Brown County. Wm. Pfaender.

10th—To A. H. Bowdish, across Root River on Section 26, township 104, range 7. A. H. Bowdish.

11th—To Samuel Paucher, across the Minnesota River at a point selected by him, in township 111, range 25, West. Saml Paucher.

12th—To Thomas Cathcart and Daniel Burnam, across the Mississippi and Crow Wing Rivers, at Crow Wing City, in the County of Todd. Thos. Cathcart and Daniel Burnam.

SEC. 3. The rates charged for crossing at each of the above named Ferries shall not exceed the following, except to those crossing between 8 o'clock P. M. and 6 o'clock A. M., when double the following rates may be charged, viz: For each foot passenger, 10 cents; for each horse, mare, mule, with or without rider, 15 cents; for each cow or ox, 15 cents; for two horse, two ox, or two mule team, loaded or unloaded, with driver, 25 cents; for each single horse carriage, 25 cents; for each additional horse, mule, ox or cow, 15 cents; for each swine, or sheep, or goat, 5 cents. All freight, lumber, merchandise, or other articles not in teams, at the rate of ten cents per barrel, 50 cents per thousand feet of lumber, and 5 cents per pound for all other articles.

Rates of toll.

SEC. 4. Also granting to Hamilton McCollum, George Gale and Horatio Cirts, across the Mississippi River at any point on Section 28, township 105, north range 4, West. Ferry grants to H. McCollum, George Gale and H. Cirts.

2d—To James Hakman, S. M. Bowen, P. H. Mulligan, and J. N. K. Bowen, across the Mississippi River from a point by them to be selected, in Section 2, in township 110, north of range 10, West. J. Hakman, S. M. Bowen, P. H. Mulligan, and N. K. Bowen.

3d—To Jesse M. Stone, across the Mississippi River in the Counties of Dakota and Washington, at a point near or opposite to Nininger in Section 33, township 27, range 21, in Washington County and in Dakota aforesaid. Jesse M. Stone, A. Tibbetts, S. C. Baldwin, and S. Doughty.

4th—To Abner Tibbetts, B. C. Baldwin, and S. Doughty, across Lake Pepin at a point in the town of Lake City in the County of Wabashaw.

SEC. 5. The rates charged for crossing at any of the last aforesaid Ferries shall not exceed the following, except to those crossing between the hours of 8 o'clock P. M. and 4 A. M., when double of said rates may be charged: For each foot passenger, 25 cents; for each horse, mare, or mule, with

Rates of toll.

or without rider, 50 cents; for each horse or two mule team, loaded or unloaded, with or without driver, \$1.00; for each single horse carriage, with or without passengers, 60 cents; for each additional horse, mare, mule, ox or cow, 15 cents; for each swine or sheep, 5 cents. All freights, merchandise, or other articles not in teams, at the rate of ten cents per hundred weight, and fifty cents per thousand feet for lumber, and twenty cents per hundred pounds for all other articles.

**Ferry grants to** Sec. 6. Also granting to William A. Corbett, across the  
**W. A. Corbett** Red River of the North, at Shayenne City.  
**R. M. Rich-** 2d—To R. M. Richmond, at Graham's Point on the Red  
**mond.** River of the North.  
**F. Beasen.** 3d—To Francis Beasen, on the Big Sioux Wood River, at  
**Daniel McPha-** a point at or near Sioux Falls City.  
**son and And-** 4th—To Daniel McPhason and Andrew Godfrey, across  
**rew God-** the Mississippi River at a point in Lot No. 6, in Sec. 18,  
**frey.** township 131, in range No. 23, in the town of Olin.  
**J. S. Cook and** 5th—To J. S. Cook and R. M. Richmond, across the Min-  
**R. M. Rich-** nesota River at a point in Section 6, township 115, north  
**mond.** range 21, W.  
**A. Aspinwall** 6th—To A. Aspinwall and George Van Valenberg, across  
**and G. Van** Crow Wing River, at Wadena, thirty miles above the Chip-  
**Valenberg.** pewa Agency, at the crossing of the Red River and the Pem-  
**W. Pfaender.** bina road.  
**S. Stevens.** 7th—To William Pfaender, across the Minnesota River at  
**A. C. and G. W.** a point where the Mankato, New Ulm and Fort Ridgely  
**Riggs.** road crosses said river.  
**M. Weisenber-** 8th—To Simeon Stevens, across the Mississippi River at  
**ger.** or near the mouth of Clear Water River.  
 9th—To A. C. and G. W. Riggs, across the Mississippi  
 River at Monticello.  
 10th—To Moricens Weisenberger and Joseph Brown,  
 across the Mississippi River, opposite the town of Monticello.

**Rates of toll.** Sec. 7. The rates for crossing at each of said Ferries in the foregoing Section shall not exceed the following rates, except to those crossing between the hours of 8 P. M. and 5 A. M., when they may collect double rates, viz: For each foot passenger, 10 cents; for each horse, mare or mule, with or without rider, 15 cents; for each two horse, two ox or two mule team, 25 cents; for each single horse carriage, 20 cents; for each additional cow or ox, 10 cents; for each swine or sheep, 3 cents; lumber per thousand feet, 50 cents; freight or merchandise per barrel, 10 cents. All other articles per hundred pounds, 3 cents.

**Grant to J. B.** Sec. 8. Also granting to J. B. Culva, across the head of  
**Culva, and** the Bay of Superior, from Portage street, in the town of Du  
**rates of toll.** Luth, to Rice's Point. And the rates for crossing said Ferry shall not exceed the following, viz: Each foot passenger, 50 cents; each horse, mare, mule, or ass, with or without rider, 50 cents; each two horse, two ox, two mule team, with or without driver, \$1.00; each single carriage, 75 cents;

each additional cow, horse, mare, or ox, 13 cents; each swine or sheep, 5 cents; lumber per thousand feet, 60 cents; all freight or merchandise, per barrel, 15 cents. All other articles, per hundred pounds, 10 cents. Double the above rates may be collected of those crossing between the hours of 8 P. M. and 4 A. M.

SEC. 9. That within six months after the passage of this act, the persons authorized to keep each ferry under the provisions hereof, shall file with the register of deeds of the senior County, when the ferry shall be on a stream dividing two Counties, at the point where said ferry is located, or in the County in which the ferry may be located, a bond to the board of County Commissioners, and to be approved by the said board, in the penal sum of five hundred dollars, conditioned that all the duties that are imposed in this act shall be faithfully complied with, and in case of failure, so to do all the benefit which might have accrued to the person or persons failing to file said bond under the provisions of this act, shall be forfeited; *Provided*, That if said Ferry shall not be located in, or connected with an organized County, then the bond herein required shall be filed within six months after the Register of Deeds for the County with which said Ferry connects shall have qualified.

Penal bond to be filed.

SEC. 10. That each person or persons hereby authorized to establish and maintain a Ferry, or their legal representatives, shall within six months from the passage hereof, keep a safe and good boat or boats, in good repair, sufficient for all persons wishing to cross their said Ferry, and shall give prompt and ready attendance to passengers, teams, and live stock on all occasions, and at all hours, both day and night. And any person or persons who shall sustain any injury by the negligence of any person or persons authorized by this act to establish and maintain a Ferry, may have a remedy by an action on the bond filed by such person or persons authorized to keep the Ferry where such damage shall have been sustained, to be recovered by a civil action before any court having competent jurisdiction.

Safe boats to be kept, and prompt attendance; injuries and remedy.

SEC. 11. In all cases where any person or persons are authorized by this act to establish and maintain a Ferry across any stream which divides the Counties within this Territory, at the point where such Ferry is established, the right shall be valid in both Counties, although but one County may be named in this act.

SEC. 12. The Legislature may alter or amend the provisions of this act at any time.

SEC. 13. This act shall take effect from and after its passage.

SEC. 14. That none of the grants contained in this act shall interfere with any former acts granting Ferry charters to other and different individuals.

Not to interfere with former acts.

SEC. 15. That no Ferry shall be established within one-half mile either way of the exclusive rights herein given.

LAW OFFICE OF  
FRANK L. MASON  
LOCAL AND TRAVELING  
ATTORNEYS

Also, that shall any of the within granted exclusive rights conflict with charters heretofore granted, and the said grantees having not complied with existing laws thereto relating, then these grants shall take preference, and shall so be construed in law.

Conflict with  
charters  
heretofore  
granted.

J. W. FURBER,

Speaker of the House of Representatives.

JOHN B. BRISBIN,

President of the Council.

APPROVED—May twenty-third, one thousand eight hundred and fifty-seven.

S. MEDARY.

SECRETARY'S OFFICE, Minnesota, }

SAINT PAUL, July 22, 1857. }

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

CHAS. L. CHASE,

Secretary of Minnesota Territory.

## CHAPTER XIV.

*A Bill to establish certain Counties, and for other purposes.*

SECTION 1 Boundary line of the County of Martin.

2 " " " Jackson.

3 " " " Nobles.

4 " " " Pipe Stone.

5 " " " Big Sioux.

6 Said Counties declared to be organized and attached to third judicial district.

7 Boundary Line of the County of Cottonwood.

8 " " " Murray.

9 " " " Rock.

10 " " " Medway.

11 Governor to appoint three commissioners for each County.

12 Locates the County Seats.

13 Commissioners to meet on the 1st of July.

14 Location for judicial and executive purposes.

15 Defines manner of locating County Seats.

*Be it enacted by the Legislative Assembly of the Territory of Minnesota:--*

SECTION 1. That so much of the Territory of Minnesota as lies within the following boundaries, be, and the same is hereby established as the County of Martin: Beginning at the south-west corner of township one hundred and one (101) north, of range twenty-eight (28) west; thence running due

Boundary of  
Martin Coun-  
ty.