

things whatever, than is allowed by this act, the said party, his heirs or assigns, and the sureties upon his bond shall be liable to the party aggrieved in the sum of five dollars for every such act, which may be recovered before any court having jurisdiction of the same.

SEC. 7. If any person or persons other than the said George B. Folsom, his heirs or assigns, shall after the establishment of the said ferry as aforesaid, set up, keep or maintain any ferry, or shall carry any persons, animals, goods or chattels, for hire or pay, across the said St. Croix river, within the limits specified in section one of this act, every such person for every such offense shall forfeit and pay to the said George B. Folsom, his heirs or assigns, the sum of twenty-five dollars, to be recovered in a civil action before any court having competent jurisdiction.

Penalty for establishing any other ferry within the limits specified by this act.

SEC. 8. This act shall take effect and be in force from and after its passage.

When act to take effect.

Approved March 6, 1871.

CHAPTER CXXXIV.

An Act to authorize Henry Shepard and L. E. Strong to establish a ferry across the Red River at McCauleyville, county of Wilkin.

March 6, 1871.

- SECTION 1. Establishment of a ferry across the Red River at McCauleyville—for what length of time.
2. When to have boats upon said ferry.
 3. Where may land said boats.
 4. Rates charged at said ferry.
 5. Penalty for receiving a higher rate of ferrage than allowed by this act.
 6. Penalty for establishing any other ferry within the limits specified by this act.
 7. When Legislature may alter, amend or repeal this act.
 8. When act to take effect.

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

Establishment of
said ferry—for
what length of
time.

SECTION 1. That Henry Shepard and L. E. Strong, their heirs, executors, administrators or assigns shall have the exclusive right and privilege for the period of ten years of keeping and maintaining a ferry across the Red River, at McCauleyville, in the county of Wilkin, in the state of Minnesota, at any point within one mile northwardly or southwardly up and down said river from a point on said river opposite Fort Abercrombie, in Dakota territory.

When to have
boats upon said
ferry.

SEC. 2. The said Henry Shepard and L. E. Strong shall, within six months after the passage of this act, place and maintain upon such ferry such good and sufficient boat or boats as may be necessary to carry across said river all teams, horses, cattle and other property, for the accommodation of foot passengers, and shall at all times give ready and prompt attention to passengers or teams on all occasions and at all hours of the day or night, but persons crossing said ferry with teams or otherwise at night may be charged double the fare as hereinafter prescribed.

Where may land
boats.

SEC. 3. The said Henry Shepard and L. E. Strong, their heirs or assigns may land their boats, passengers and property on any public highway which may terminate within the points above specified or on the lands of any person owning the same, first having procured their permission to do so.

SEC. 4. The rates charged at said ferry shall not exceed the following:

Rates charged at
said ferry.

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, loaded or unloaded, with driver,	-	-	-	25 cents.
For each single horse carriage with passengers,	-	-	-	25 cents.
For each swine or sheep,	-	-	-	5 cents.

All freight or merchandize not in teams at the rate of ten cents per hundred weight.

Penalty for over-charge.

SEC. 5. If the said Henry Shepard, L. E. Strong their heirs or assigns, or any ferryman, or other person employed by them, shall take, exact or receive any greater or higher rates of ferriage for transporting persons, teams, goods and chattels, or other things whatsoever, than are allowed

by this act, any person so offending shall forfeit and pay for every such offense the sum of ten dollars to be recovered with costs of suit before any justice of the peace within the said county, and for the use of any person who shall sue for the same.

SEC. 6. If any other person or persons shall, after the establishment of the said ferry as aforesaid, set up, keep or maintain any ferry, or shall carry any person, goods or chattels for hire or pay across the Red River from any place on the east side or shore of the said river within the points above specified, every such person shall, for every such offence, forfeit and pay the sum of ten dollars, to be recovered, with costs of suit, in any court in this state having cognizance thereof, by any person who shall or may prosecute for the same. *Provided*, That nothing in this act contained shall be deemed or construed to prevent any person who resides within the limits aforesaid, and on the east bank of said river from the right of making use of their own boats in transporting themselves and their own property across the same at pleasure.

Penalty for violation of provisions of this act.

SEC. 7. If the said Henry Shepard and L. E. Strong, their heirs or assigns fail to fulfil any of the conditions of this act then the legislature may at any time alter, amend or repeal the same.

Legislature may amend or repeal —when.

SEC. 8. This act shall be in force from and after its passage.

When act to take effect.

Approved March 6, 1871.