

SEC. 3. This act shall take effect and be in force from and after the first day of April, A. D. eighteen hundred and seventy-four.

Approved March 10, 1873.

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## CHAPTER LXVII.

AN ACT TO AUTHORIZE T. B. SHELDON AND WILLIAM HOWE TO ESTABLISH AND MAINTAIN A FERRY ACROSS THE MISSISSIPPI RIVER AT THE CITY OF RED WING, COUNTY OF GOODHUE.

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

SECTION 1. That T. B. Sheldon and William Howe, 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 main channel of the Mississippi river, at the city of Red Wing, in the county of Goodhue, in the state of Minnesota, at any point within one mile eastwardly or westwardly, up and down the Mississippi river, from the foot of Broadway, in said city, where the same strikes said river in said city.

SEC. 2. That said T. B. Sheldon and William Howe, or their assigns, shall, at the opening of uninterrupted navigation of said main channel cause to be placed and maintained upon such ferry, such good and sufficient boat or boats as may be necessary for the accommodation of foot passengers, and to transport across said main channel all teams, horses, cattle and other property, 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 after nine o'clock at night, may be charged double the fare hereinafter prescribed.

SEC. 3. That said T. B. Sheldon and William Howe, their heirs or assigns may land their boats, passengers and property on any public street or highway, which may terminate within the points above specified, or on the lands of any person first having obtained their permission to do so.

SEC. 4. That the said T. B. Sheldon and William Howe, or their assigns, shall, within one year after the passage of this act file or cause to be filed with the county auditor of Goodhue county, a bond running to the board of commissioners of said county, with two or

more sufficient sureties, in the penal sum of one thousand dollars, conditioned that he or they will fulfil all the duties that are imposed upon him or them by this act, and in case of his or their failure to do so, he or they shall forfeit all the benefits that might have accrued to him or them from its passage.

SEC. 5. The said T. B. Sheldon and William Howe, or their assigns, shall be liable by action for all damages any person may sustain by reason of the neglect of the said T. B. Sheldon and William Howe, or their assigns, to fulfil any of the duties imposed upon them by this act, and shall be liable on said bond to any person who shall sustain any injury by the neglect or default of the said T. B. Sheldon and William Howe, or their assigns, or of any ferryman in their employ.

SEC. 6. The rates for ferriage to be charged shall not exceed the following :

For each foot passenger,	-	-	-	10 cents.
For each horse, mare or mule, with or without rider,				20 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 additional horse, mule, ox, or cow,		-		10 cents.
For each swine or sheep.	-	-	-	10 cents.

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

SEC. 7. If the said T. B. Sheldon and William Howe, or 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 cattle, 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 said, before any justice of the peace within the said county, by and for the use of any person paying such overcharge.

SEC. 8. If any person or persons shall, after the establishment of the said ferry aforesaid, set up, keep, or maintain any ferry, or shall carry any person, goods or chattels, for hire or pay, across the Mississippi river, from any place on the west side or shore of the same, within the points above specified, every such person shall, for every such offense, forfeit and pay the sum of ten dollars, to be recovered with costs of suit, in any court of this state, having cognizance thereof, by any person who shall or may prosecute the same; *Provided*, That nothing in this act contained shall be deemed or construed to prevent any person who resides within the limits aforesaid from the right of making use of their own boats in transporting themselves and their own property across the same at pleasure.

SEC. 9. If the said T. B. Sheldon and William Howe, their heirs or assigns, fail to fulfil the conditions of this act, then the Legislature may at any time alter, amend, or repeal the same.

SEC. 10. This act shall take effect and be in force on the 24th day of February, A. D. one thousand eight hundred and seventy-three, or from and after its passage, if not passed at said date.

Approved March 6, 1873.

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## CHAPTER LXVIII.

AN ACT TO AUTHORIZE WARREN ALLEN TO ESTABLISH A FERRY ACROSS THE MINNESOTA RIVER AT OR NEAR THE VILLAGE OF OTTAWA, IN LE SUEUR AND NICOLLET COUNTIES, MINNESOTA.

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

SECTION 1. That Warren Allen, of the village of Ottawa, Le Sueur county, Minnesota, his executors, administrators or assigns, shall have the exclusive right and privilege for the full period of seven years to establish, keep and maintain a ferry on the Minnesota river at a point where the section line between sections twenty-seven and thirty-three, town one hundred and eleven, range twenty-six, in Ottawa, crosses the said Minnesota river. Said right of ferry to extend one and a half miles up and [one and a half miles] down the river from said described location for said ferry.

SEC. 2. The said Warren Allen his executor, administrator or assigns, shall, within four months from the passage of this act, place and maintain in good condition such boat or boats as the requirements of public travel may demand for the safe and expeditious crossing and transport of teams, horses, carriages, cattle and other animals, and for the safe and speedy crossing of all foot passengers, goods, luggage, lumber and all other freight that may offer or be offered at said ferry, and shall, on all occasions, give prompt and ready attendance at all hours of the day during the season of ferrying from the hour of seven o'clock A. M. to the hour of seven P. M., from the removal of the ice in the spring until such time as autumn or winter ice renders crossing dangerous. *Provided, always, That such ferrying shall not be demanded of the public as a right when, by reason*