

CHAPTER 40.

March 4, 1852.

An Act granting to Charles T. Janson the right to establish and maintain a Ferry across the Mississippi River, at or near a point in Minnesota opposite Prairie La Crosse, in Wisconsin.

SECTION.

- 1. Grant to Janson of exclusive right to ferry for six years, within certain bounds.
- 2. Boat or boats to be kept in good order, and persons passed at all hours.
- 3. Rates of toll charged not to exceed a specified amount.
- 4. Bond to be filed, when and how.

SECTION.

- 5. Failure to comply with conditions of, Penalty for, how recovered
- 6. Suits on the bond may be instituted for injury to any person by neglect of said Janson, [etc.]
- 7. Legislature may amend, alter, modify or repeal.

Grants ferry right six years.

Be it enacted by the Legislative Assembly of the Territory of Minnesota, That Charles T. Janson, his heirs, executors, administrators, or assigns, shall have the right and privilege for the period of six years, of keeping and maintaining a ferry across the Mississippi river in the county of Wabasha and Territory of Minnesota, at a convenient point to be selected by said Janson, opposite Prairie La Crosse, in Wisconsin, and within four miles thereof; and no other ferry shall be established within one mile of said ferry, either above or below the same.

Conditions of the grant.

SEC. 2 Said Charles T. Janson, shall at all times keep good 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, both at night or day; but persons crossing at said ferry after nine o'clock at night, may be charged double the fare as hereinafter prescribed.

Ferry rates.

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

For each foot passenger,	- - - - -	15 cents.
“ each horse, mare, or mule, with or without rider,	- - - - -	50 “
“ each ox or cow,	- - - - -	50 “
“ each two horse or two ox or two mule team,	- - - - -	- - -
loaded or unloaded, with driver,	- - - - -	1 00 “
“ each single horse carriage,	- - - - -	75 “
“ each additional horse, mule, ox or cow,	- - - - -	25 “
“ each swine or sheep,	- - - - -	4 “

All freights of lumber, merchandize, or other articles not in teams, at the rate of 10 cents per bbl., 50 cents per M feet of lumber, and 5 cents per cwt. of all other articles.

Bond to be given and filed.

SEC. 4. The said Charles T. Janson, shall within six months after the passage of this act, file, or cause to be filed with the secretary of the Territory, a bond to the said secretary for the benefit of the county of Wabasha, with two or more sufficient sureties, (to be approved by said secretary,) in the penal sum of one thousand dollars, conditioned that he will fulfill 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 the passage of this act.

SEC. 5. For every neglect in keeping good and sufficient boats, or failure to give prompt and due attendance, the said Charles T.

Janson, 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 Janson to fulfill any of the duties imposed upon him by this act. Liable for neglect.

SEC. 6. Any person who shall sustain any injury by the negligence or default of said Janson or of the ferryman in his employ, may have a remedy by action upon the bond required in this act. Remedy.

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

Approved March, 4, 1852.

## CHAPTER 41.

*An Act to incorporate John G. Potts Lodge, No. 3, of the Independent Order of Odd Fellows, of the Town of St. Anthony Falls.*

Feb. 27, 1852.

**SECTION.**

1. Corporate name and powers.
2. Powers and privileges; may have a seal.

**SECTION.**

3. Act to have immediate effect.

*Be it enacted by the Legislative Assembly of the Territory of Minnesota, That Edward Patch, G. B. Dutton, Z. M. Brown, E. B. Randall and Robert Cummings, as Trustees, and their regular successors of John G. Potts Lodge, Number Three, of the Independent Order of Odd Fellows, of the town of St. Anthony Falls, in the County of Ramsey, and Territory of Minnesota, be, and they are hereby created a body politic and corporate, by the name and style of John G. Potts Lodge, Number Three, of the Independent Order of Odd Fellows, of the Town of St. Anthony Falls, Ramsey County, Minnesota Territory; and by that name are hereby invested with full power and authority, to purchase, acquire, hold, possess, use, occupy and enjoy, real and personal estate, to the amount of ten thousand dollars, and to sell and convey, or otherwise dispose of the same, in such manner as may be prescribed by the constitution, by-laws, rules and regulations of said Lodge: *Provided*, That such constitution, by-laws, rules and regulations, be not contrary to the organic act of this Territory, and the constitution and laws of the United States.*

Corporate name and powers.

SEC. 2. The said corporation, by its name aforesaid, shall be competent to contract and be contracted with, to sue and be sued, plead and be impleaded, defend and be defended, in all courts and places where judicial proceedings are, can, or may be had or allowed, to have, keep, and use a common seal, and alter the same at the pleasure of the Lodge.

May have seal.

SEC. 3. This act shall take effect from and after its passage.

Act to take effect, when.

Approved Feb. 27, 1852.