

CHAPTER 71.

[Published March 6, 1875.]

AN ACT granting to Samuel D. Van Gordon and his associates the right to establish and maintain a ferry across the Mississippi river, in the county of Buffalo, opposite the city of Winona, in the state of Minnesota.

The people of the state of Wisconsin, represented in Senate and Assembly, do enact as follows:

Grant of right to keep ferry.

SECTION 1. That Samuel D. Van Gordon, his associates, heirs, executors, administrators and assigns, shall have the exclusive right and privilege, for the period of ten years, of keeping and maintaining a ferry across the waters of the Mississippi river at a point in the county of Buffalo, in this state, opposite Center street, in the city of Winona, in the state of Minnesota, or within two miles of said point up and down said river; *provided*, that said ferry right shall not interfere with or prevent any person or persons from receiving or delivering any kind of freight at the elevator or depot of the Green Bay and Minnesota Railroad Company; and *provided further*, that said ferry company shall not land their boats at the docks or on the grounds of the Green Bay and Minnesota Railway Company without having first obtained the consent of said company.

Restrictions.

Obligations of incorporator

SECTION 2. The said Samuel D. Van Gordon, his associates or assigns, shall, within six months after the passage of this act, place and maintain at the aforesaid place such good and sufficient boat or boats as may be necessary to carry across said river all teams, horses, cattle and other property, and all passengers, and shall once every hour from eight (8) o'clock A. M. to six (6) o'clock P. M. give ready and prompt attention to such passengers and teams, and carry them across the river at the rates hereinafter prescribed.

May land boats on public highways.

SECTION 3. That said Samuel D. Van Gordon, his associates or assigns, may land their boats, passengers and property on any public highway which now does or may hereafter terminate within the point above specified, or on the lands of any person or persons, they having first procured the permission of such owner or owners so to do.

Incorporator to file bond.

SECTION 4. The said Samuel D. Van Gordon, his

associates or assigns, shall, within six months after the passage of this act, file or cause to be filed with the clerk of the board of supervisors of the county of Buffalo, a bond to the said board, with two or more sureties, to be approved by the county judge of Buffalo county, in the penal sum of five thousand dollars (\$5000) conditioned that he and they will fulfill all the duties imposed upon [them] by this act, and the landing place of said ferry during high water shall be above the railroad bridge on the Wisconsin side.

SECTION 5. That for every neglect to keep a good and sufficient boat or boats, or failure to give prompt and due attendance upon all persons wishing to cross said ferry, the aforesaid corporators shall forfeit a sum not exceeding ten dollars, to be recovered by and for the use of said county, in a civil action before any court having competent jurisdiction, and shall be further liable, in like action, for all damages any person may sustain by reason of the neglect of the aforesaid incorporators to fulfill any of the duties imposed upon them by this act.

Penalty for neglect.

SECTION 6. The rates charged for crossing at said ferry, (high water not excepted), shall not exceed the following rates: For each foot passenger, 20 cents; for each horse, mare or mule, with or without a rider, 40 cents; for each team, loaded or unloaded, with passengers or goods, 75 cents; for each single horse carriage, with or without passengers, 50 cents; for each additional horse, mare or mule, ox or cow, 15 cents; for each swine or sheep, 5 cents; all freights if [of] merchandise or other articles, not in teams, at the rate of 20 cents per hundred weight, when the same, delivered by one person, shall not exceed two hundred pounds, and for any excess over two hundred pounds, at the rate of ten cents per hundred weight, and 50 cents per thousand feet for lumber.

Rates of toll.

SECTION 7. If said corporator, his heirs or assigns, or any ferryman, or other person employed by him or them, shall take, exact or receive any greater or higher rate of ferriage for transporting persons, goods, or chattels, or other things whatsoever, than is allowed by this act, the said corporation [corporator], his heirs or assigns, shall be liable to the party aggrieved in the sum of ten dollars for every such act, which may be recovered before any justice of the peace of this state having by law jurisdiction over the same.

Penalty for overcharge.

SECTION 8. If any other person or persons, shall, after the establishment of said ferry as aforesaid, set

Penalty for infringement.

up, or keep or maintain any ferry, or shall carry or transport any persons or any goods, wares, merchandise or chattels, for hire or pay across the Mississippi river, from any place on the east side or shore of the waters of said river, within the points specified in section one of this act, he or they shall for every such offense forfeit and pay the sum of ten dollars, to be recovered by and for the use of said Samuel D. Van Gordon, his associates, heirs, executors, administrators and assigns, in a civil action before any court having competent jurisdiction, and shall be further liable to said Van Gordon, his associates, heirs, executors, administrators and assigns, and he or they may recover in like action for the rates specified in section six of this act for all such passengers or goods as may have been carried or transported by them or either of them, contrary to the provisions of this act.

SECTION 9. This act shall take effect and be in force from and after its passage. All acts and parts of acts contravening the provisions of this act are hereby repealed.

Approved February 26, 1875.

CHAPTER 72.

[Published March 12, 1875.]

AN ACT to transfer the railroad aid heretofore voted by the town of Potosi, county of Grant.

The people of the state of Wisconsin, represented in Senate and Assembly, do enact as follows:

Election legalized.

SECTION 1. The election held by the electors of the town of Potosi, in the county of Grant, in this state, on or about the 20th day of October, A. D. 1871, and all proceedings of the town board of supervisors of the said town in ordering, giving the notices of, conducting and canvassing the votes of the said election, and all other proceedings of the said board relating thereto, at which election the sum of forty thousand dollars was voted by a majority of the legal voters of the said town to aid in the construction of the Dubuque, Milwaukee and Platteville railroad company through the said town, are hereby legalized