

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

Approved March 4, 1873.

CHAPTER 88.

AN ACT to establish a ferry across the Mississippi river at the village of Victory, in Vernon county, Wisconsin.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. That J. B. Wilcox, his associates, heirs 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 the village of Victory, in Vernon county, Wisconsin, and for two miles up and one mile down said river, from said village. Exclusive right to maintain ferry.

SECTION 2. The said J. B. Wilcox, his associates or assigns shall, within one year from 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 or other property, and for the accommodation of foot passengers, and shall run said ferry boat with such passengers as may wish to take passage thereon across said river, at least once each day, when the passage of the river shall not be obstructed with ice, and to that end, shall start from said point at some hour in each day set by him, and a notice of which time shall be kept posted up in some conspicuous place in said boat, and also in said village, and all persons crossing said river after night may be charged double the fare hereinafter prescribed: *provided*, that foot passengers shall be ferried across said river at all times and hours when desiring the same. Shall furnish good boats.

SECTION 3. The said J. B. Wilcox, his associates and assigns may land their boats, passengers and property on any public highway which now does or hereafter may terminate within the points above specified, or on the lands of any person or persons owning the same, they having first procured permission of said owners so to do. May land passengers on public highway.

Shall file bond. SECTION 4. The said J. B. Wilcox, his associates or assigns shall, within one year from the passage of this act, file or cause to be filed with the clerk of the said county of Vernon, a bond to the supervisors of said county, with two or more sufficient sureties, to be approved by the county treasurer of said Vernon county, in the sum of one thousand dollars, conditioned that they will fulfill all the duties imposed upon them by this act, and in case they shall fail to file said bond, they shall forfeit all the benefits that might accrue to them from its passage.

Penalty for neglect of duty. 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 corporation 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 justice of the peace of said county, and they shall be liable for all damages that may accrue to any person by reason of their neglect to comply with, and perform the duties imposed upon them by this act, to be recovered before any justice of the peace in the state.

Rates of ferriage. SECTION 6. The rates charged for crossing said ferry shall not exceed the following rates, except to those crossing between the hours of 8 o'clock, P. M., and 5 o'clock, A. M.: For each foot passenger, twenty-five cents; for each horse, mare, or mule, with or without rider, fifty cents; for each two horse, two mule or two ox team, loaded or unloaded, with or without driver, one dollar; for each single horse and carriage, with or without passengers, sixty cents; for each additional horse, mare, mule, cow or ox, fifteen cents; for each swine or sheep, five cents. All freights of merchandise or other articles not in teams, at the rate of twenty cents per hundred pounds, 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 one dollar per thousand feet for lumber.

Penalty for demanding illegal rates. SECTION 7. If said parties, their heirs or assigns or any ferryman or other person employed by 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 corporator, his heirs or assigns shall be liable to the party aggrieved in the sum of five dollars for every such act, which may be recovered before any justice of the peace of said county.

SECTION 8. If any person or persons shall, after the establishment of the said ferry as aforesaid, set up, keep or maintain any ferry, or shall carry any persons, goods 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 above specified, every such person shall, for every such offense, forfeit and pay the sum of ten dollars, to be recovered as aforesaid, by and for the use of any person entitled by law to sue for the same.

Penalty for infringement of right.

SECTION 9. This act shall take effect and be in force from and after its passage and publication.

Approved March 4, 1873.

CHAPTER 89.

AN ACT to amend chapter three hundred and sixty-five of the laws of Wisconsin, approved April 24, 1864, entitled an act to incorporate the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company, and chapter one hundred and five of the general laws of 1868, entitled an act to accept the grant of land made to the state of Wisconsin by congress to aid in the construction of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor, in the county of Door, to connect the waters of Green Bay with Lake Michigan, and to provide for the construction of the same, approved March 5, 1868.

WHEREAS, By chapter three hundred and sixty-five of the laws of Wisconsin of 1864, approved April 24, 1864, the "Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company" was made a body corporate, with power to borrow money on notes, bonds, mortgages, or other papers or securities, and were empowered to proceed to locate, construct and build a ship canal in Door county, Wisconsin, between the head of Sturgeon Bay and Lake Michigan, connecting the waters of said Bay with said Lake Michigan, and to construct a breakwater and harbor on the lake shore at the mouth of said canal; and by section eight and subsequent sections of said act of incorporation above mentioned, said company, by its directors, were authorized and empowered, among other things, to regulate tolls and charges, to be made upon all boats, vessels, steamboats and other craft used for the transportation of freight and passengers on and along the canal of said company, so proposed to be built, and yet were

Preamble.