

INCORPORATIONS

CHAPTER 3.

An act Incorporating the North Platte and Green River Bridge and Ferry Company.

Be it enacted by the Legislative Assembly of the Territory of Dakota :

Declared body
corporate.

Section 1. That A. S. Holladay and J. H. Jones, their associates and assigns are hereby declared a body corporate and politic under the name and style of the "North Platte and Green river Bridge and Ferry Company," and by that name and style shall have all the rights and powers of a corporate association to sue and be sued, plead and be impleaded in all courts having jurisdiction.

Rights and
powers.

where author-
ized to keep
ferries and
bridges.

Sec. 2. Said corporation shall have the exclusive power and privilege to keep ferries, or build and maintain toll bridges across the North Platte and Green rivers at the points, within this Territory, where the "overland mail" crosses said streams, or any other points on said streams within ten miles, either way, from said points, for the term of fifteen years from and after the approval of this act.

Free ferries.

Sec. 3. That after the establishment of such ferries or bridges as herein provided, any person or persons crossing or ferrying any person or property across said streams at said points or within the limits herein specified for compensation, shall be deemed guilty of an infringement of the privilege herein granted and shall forfeit and pay to the said corporation ten dollars for each person or article of property so carried over said streams; *Provided*, That nothing herein contained shall be so construed as to prohibit any person or persons, or corporation from establishing and keeping free ferries, or building and keeping free bridges on said streams within the limits herein mentioned.

Rates of
ferriage.

Sec. 4. Until otherwise provided by law, the rates of toll or ferriage shall be established and regulated by the command-

ing officer at the nearest military post or garrison ; *Provided, however,* That all government troops and munitions of war shall be transported across said streams without delay and free of charge.

Government troops and munitions.

Sec. 5. It shall be the duty of said corporation to keep suitable boats or erect and keep in good condition substantial bridges at the points or within the limits mentioned, for the safe and speedy transportation of persons and property over said rivers at all suitable times between sunrise and sunset.

To keep suitable boats and bridges.

Sec. 6. Said corporation shall have a chief head, denominated President of the corporation, who shall be nominated or elected by the members thereof.

President of corporation.

Sec. 7. Said corporation shall keep a book in which shall be recorded the name and place of residence of each member of the corporation, which book shall be kept in the office of the president, at or in the vicinity of one of the points of crossing herein mentioned, and shall be open to public inspection.

To keep book.

What record therein.

To be open to inspection.

Sec. 8. A violation of the provisions of this act by said corporation shall work a forfeiture of the privileges therein granted.

Violations of provisions of act to work forfeiture.

Sec. 9. Said corporation shall be liable for damages at the suit of any person who may suffer loss or injury to person or property from the culpable negligence or bad conduct of said corporation, before any court of competent jurisdiction, and any judgment so obtained shall be collected, in the usual manner, out of the property of said corporation or any member thereof.

When liable to damages.

How collected.

Sec. 10. Said corporation shall keep posted up, in view of the passing public, at or near said ferries or bridges, a bill of their authorized rates of ferriage or toll.

To keep posted up legal rates of ferriage.

Sec. 11. Said corporation may also elect a secretary and treasurer and such other officers as the corporation shall deem necessary.

May elect secretary, treasurer, and other officers.

Sec. 12. This act shall take effect from and after its passage and approval.

When to take effect.

Approved, December 27th, 1865.