

CHAPTER 165

FERRIES

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165.01 FERRIES; LICENSE. No person shall establish, operate, or maintain upon any water in this state any ferry upon which to carry or transport persons or property for hire without first obtaining a license therefor from the county board.

[R. L. s. 1246] (2663)

165.02 NOTICE OF APPLICATION. Any person intending to apply for a ferry license shall give two weeks' posted notice of such intention, stating therein as nearly as possible the points between which he proposes to operate such ferry, and file such notice, with proof of posting, with the auditor of the county in which the ferry is situated at least ten days prior to the presentation of his application; but no notice of an application for a renewal of a license shall be required.

[R. L. s. 1247] (2664)

165.03 LICENSE; REQUISITES. On proof of the posting and filing of such notice, and on being satisfied that the applicant is a suitable person, that a ferry is necessary at the point specified, and that such point is not within half a mile of any other established ferry, the county board may grant the license applied for for a period specified therein, not exceeding ten years. All licenses so granted shall be sealed with the seal of the county board, signed by its chairman, and attested by the auditor.

[R. L. s. 1248] (2665)

165.04 LICENSEE TO GIVE BOND. Before receiving such license, the applicant shall give bond to the county, to be approved by the county board, in a penal sum of not less than \$500, conditioned that he will keep the ferry in proper condition for use and attend the same at all times fixed by law for operating it; that he will neither demand nor take illegal tolls; and that he will faithfully perform all other duties enjoined upon him by law. Such bond shall be filed with the county auditor.

[R. L. s. 1249] (2666)

165.05 LICENSE FEE. The county board shall fix the fee for a ferry license at such sum as it may deem reasonable, but not less than \$5.00 nor more than \$200 per annum. The licensee shall pay the license fee yearly in advance to the county treasurer, taking duplicate receipts therefor, one of which he shall file with the county auditor within ten days from its date. All ferries shall be deemed situated in the county where the ferry house is situated, and the license fee shall be required only in such county.

[R. L. s. 1250] (2667)

165.06 FERRIES ON STREAMS BETWEEN COUNTIES. Where a license has been applied for to operate a ferry over a stream which forms all or a part of the boundary between two counties, the county board of each county shall have full jurisdiction in the premises; and when either board has exercised such jurisdiction and established a ferry no other board shall exercise any jurisdiction over the same. When the stream forms a part of the boundary line of the state, the county board of the county in this state bordering on such stream may grant a license and exercise all the powers herein conferred so far as the same do not conflict with the rights of other states. When application shall be made in each of two counties, separated by a stream, for a ferry license over such stream at the same point, the board of the county in which notice of application was first filed with the county auditor shall have sole jurisdiction in the matter.

[R. L. s. 1251] (2668)

165.07 EQUIPMENT AND ATTENDANCE. Every licensed ferryman shall provide and keep sufficient and safe boats in good repair for the conveyance of persons and property, and a sufficient number of hands to manage them and give proper attendance from daylight until dark. He shall attend at any hour of the night, when called upon, for the purpose of conveying the United States mail, or any person desiring, with or without a team or vehicle, to cross on the ferry. When the stream is impassable by reason of high-water, wind, storm, or drift ice, or when it is frozen over, no damage shall be recovered for failure or refusal to carry persons or property across such stream.

[R. L. s. 1252] (2669)

165.08 TOLLS; PENALTIES FOR OVERCHARGE. The county board shall establish at each ferry the tolls for passengers, horses, carriages, and other things there transported. Every ferryman who neglects to keep such boats and give such attendance, as provided for in this chapter, or demands or receives more than the amount designated by the county board, shall forfeit \$20 and be liable for all damages caused thereby, either or both of which may be recovered by an action on his bond.

[R. L. s. 1253] (2670)

165.09 NOT APPLICABLE TO FERRIES IN VILLAGES AND CITIES. The provisions of this chapter relating to ferries shall not apply to any stream so far as the same is bordered by any city or village. The council of such city or village shall have the sole right to grant ferry licenses across such stream as far as the same borders thereon, and to make and enforce such regulations for such ferries, ferry licenses, and fees as it may deem proper, except that such licenses shall not be granted for a longer term than ten years. This section shall not be so construed as to abridge the rights of the county board in any county other than the one in which such city or village is situated. Every ferryman licensed by a council hereunder shall have the same rights and be subject to the same liabilities as those licensed by county boards.

[R. L. s. 1254] (2671)

165.10 FERRIES IN VILLAGES. Any village in this state situate upon any river which is the boundary line between the state of Minnesota and any other state is hereby authorized, in addition to all other authority possessed by such village, to own, maintain, and operate a ferry-boat across such river, and the village council or other governing body is authorized to provide rules and regulations.

[1919 c. 429 s. 1] (2671-1)