

Geo. H. Ragsdale
LAW

OF THE

TERRITORY OF MICHIGAN,

COMPRISING

THE ACTS, OF A PUBLIC NATURE, REVISED BY COMMISSIONERS APPOINTED BY THE FIRST LEGISLATIVE COUNCIL AND PASSED BY THE SECOND COUNCIL; THE ACTS AND RESOLUTIONS OF THE FIRST AND SECOND COUNCILS; AND THE ACTS, NOW IN FORCE, ADOPTED BY THE GOVERNOR AND JUDGES OF THE TERRITORY; TOGETHER WITH THE DECLARATION OF INDEPENDENCE, THE CONSTITUTION OF THE UNITED STATES, AND CERTAIN ACTS OF CONGRESS RELATIVE TO SAID TERRITORY.

PUBLISHED BY AUTHORITY.

DETROIT:
PRINTED BY SHELDON & WELLS.
.....
1827.

Wm. G. ...

the said mission family shall continue together, for the purposes of education and religious instruction, as at present organized and established.

Males exempted from militia duty, and serving as jurors. SEC. 2. That the regular male members attached to and composing a part of the said mission family, shall be, and they are, hereby, excused from military duty, and from serving as grand and petit jurors.

AN ACT authorizing Peter Berthelet, to erect a Wharf on the River Detroit.

[Approved August 6, 1824.]

Where wharf shall be erected. *Beit enacted by the Governor and Legislative Council of the Territory of Michigan,* That Peter Berthelet, his heirs and assigns, are hereby authorized, upon the conditions hereinafter provided, to erect a wharf in the city of Detroit, commencing on the border of the river Detroit, in continuation of Randolph-street, and running to the ship channel of the said river, which said wharf, when erected, shall be and remain to and for the use of the said Peter Berthelet, his heirs and assigns, for and during the term of ninety-nine years from and after the passage of this act.

Term of use. **Construction of wharf.** SEC. 2. *And be it further enacted,* That the said wharf shall be sixty feet wide, and shall be made solidly and substantially, with timber, earth, gravel and stone, with one or more openings or sluices, for the free passage of the water, and shall be sufficiently elevated above the water of the said river, to form a safe, permanent and commodious wharf, and that no building whatsoever shall be erected on the said wharf during the said term.

Pump to be erected, and used free of charge. SEC. 3. *And be it further enacted,* That the said Peter Berthelet, his heirs and assigns, shall at all times, during the existence of the above grant, at his own or their own expence, erect, make and keep in repair, at some convenient place, at or near the end of the said wharf, next the channel of the river, a good and sufficient pump, at which all persons who may reside within the city of Detroit, shall be at all times, free of wharfage or other expenses, entitled to take and draw water for their use and convenience, and for that purpose a free use of said wharf shall be given, for carts, wagons, sleighs, or other machinery, to be used in drawing and carrying away the water; and it shall be lawful for all persons coming to or returning from market, to make use of said wharf, for loading and unloading their produce thereon, and for doing and transacting their necessary business connected therewith, and for the security of their canoes, small boats,

Of the use of the wharf.

and other water craft, making as little delay in such use as the nature of their business will justify.

SEC. 4. *And be it further enacted*, That in consideration of the grant hereby made, and before the same shall take effect, the said Berthelet, his heirs and assigns, shall convey, or cause to be conveyed, to the corporation of the said city of Detroit, or the proper authorities thereof, and their successors forever, for the use of the said corporation, as a site for a public market, a certain lot of land situate on said Randolph-street, measuring fifty feet on the said street, and ninety feet in depth, and bounded on the south by lot numbered one hundred and sixty-seven, and on the north by lot numbered eighty-three, in section four, according to the plan of the said city; and that he or they shall also convey, or cause to be conveyed, to the said corporation as aforesaid, to be used as a public street, a certain lot of land fifty feet in width, commencing on said Randolph-street, in said section four, and running west on a direct line with the old river road through the La Mott property, to the westerly side of M'Kee lot, so called; and as soon as the abovementioned ground for a market and street shall be conveyed to the corporation of Detroit as aforesaid, so much of Atwater-street as is embraced within the La Mott and M'Kee lots, so called, shall be vacated, and the land so embraced in said Atwater-street, so vacated, shall vest in the legal owners of the La Mott and M'Kee lots respectively.

Certain lots to be conveyed to the corporation of Detroit.

SEC. 5. *And be it further enacted*, That it shall be lawful for the proprietors of the lots, which may or shall head or join the said wharf, and their assigns, to make use of the same, when built and entire, for all needful purposes, connected with the possession, use and enjoyment of said lots, exonerated from all charges of wharfage or other exactions: *Provided*, that nothing in this section contained shall be construed to authorize the proprietors of the said lots to make use of the said wharf, for the purpose of landing or unloading any merchandize, or other property, from on board of any vessel or other water-craft whatever, without paying the usual and customary fees of wharfage, and which shall be exacted from and paid by all other persons who may use or enjoy the advantages of the said wharf.

Of the use of the wharf by persons owning lots adjoining.

Proviso.

SEC. 6. *And be it further enacted*, That the said Peter Berthelet, his heirs and assigns, shall erect, build and make, or cause to be erected, built and made, the abovementioned wharf, within the term of two years from and after the passing of this act; and in default of so building said wharf within said time, this act shall be null and void, and the privilege hereby granted shall cease, and be of no effect whatever.

Wharf to be built in two years.