

## CHAPTER 5.

## RAILROAD AND WAGON BRIDGES.

H. F. 179. AN ACT to Empower Cities and Towns to make Contracts with Railroad and Bridge Companies for the Use of Wagon-Bridges across Rivers.

*Be it enacted by the General Assembly of the State of Iowa:*

Cities may contract with owners of bridges for use of same.

SECTION 1. That all cities situate on any river in the state, whether organized and existing under special charter or by general law, and from which to the opposite shore of any of said rivers a bridge has been or may be constructed by any railroad or other private company, corporation, or person, shall have power to contract, with the company, corporation, or person owning such bridge, for the use of the same as a public highway, jointly with any company, corporation, or person having or desiring the right to use the same for the passage of cars propelled by steam, or otherwise, and in such contract may have the right to assume sole liability for damage to persons or property by reason of their being on any part of said bridge or on an approach to either end thereof caused by the running of cars or locomotives by any corporation, company, or person entitled to use said bridge, whether such damage results from the negligence of the persons engaged in running said cars or locomotives or otherwise; and to indemnify and save harmless the owners of said bridge, and any or all corporations, companies, or persons entitled to use the same, from all liability for damage so caused; and said city may thereafter manage and control said bridge either as a free or a toll bridge, and prescribe such rates of toll as to it from time to time shall seem proper, and make all necessary police regulations for the government of said bridge.

May assume liability for damage to persons and property.

May control such bridges.

Publication clause.

SEC. 2. This act being deemed of immediate importance shall be in force from and after its publication in *The Iowa Daily State Leader*, published in the city of Des Moines, and *The Dubuque Herald*, published in the city of Dubuque.

Approved February 19th, 1874.

I hereby certify that the foregoing act was published at Des Moines in *The Iowa Daily State Leader* February 23, and in *The Dubuque Herald* February 25, 1874.

JOSIAH T. YOUNG, Secretary of State.