

Incorporators
may have a lien
on logs for
tolls.

SECTION 3. For any tolls or charges as herein provided, which shall remain due and unpaid, the party to whom such tolls or charges shall be owing, shall have a lien on all logs upon which such tolls or charges or any part thereof shall remain unpaid, and on all other logs on said river or remaining within this state, owned by the party or parties from whom such tolls or charges are due, and may enforce the same in the same manner as provided in chapter 186, of the general laws of 1861.

SECTION 4. This act shall take effect and be in force from and after its passage and publication.

Approved March 12, 1874.

CHAPTER 289.

AN ACT to authorize W. D. Mihills, G. N. Mihills and C. H. Clough to maintain a dam on the south branch of Little Wolf river.

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

Names of in-
corporators.

Where dam to
be located.

Height of dam.

Damages how
collected.

Incorporators
to build a slide
and keep same
in repair.

SECTION 1. W. D. Mihills, G. N. Mihills and Charles F. Clough, their associates, heirs and assigns are hereby authorized to maintain a dam across the south branch of the Little Wolf river, at a point on the northwest quarter of the northwest quarter of section thirty-four (34), town twenty five (25), north of range eleven (11) east: *provided*, that such dam shall not raise the water to exceed nine (9) feet, and if the water so raised shall flood any land not now flooded, and not owned by said parties, the owner of such land may recover damages by a jury in the circuit court in the county of Waupaca.

SECTION 2. The said incorporators, their associates and assigns, shall build a suitable slide in said dam for running lumber, logs and timber over the same, and shall keep the same in repair, which shall be kept open at all times when the river is in running stage and there are logs, timber or lumber to be run over, and when it is not necessary to hold the water back for the purpose of flooding lumber, logs and timber below the dam, for which purpose flood gates shall be kept in repair, and shut or opened as the case may require to flood said logs, lumber or timber out of the said south branch of the Little Wolf river.

SECTION 3. When the said incorporators, their associates and assigns, shall have completed the said dam as aforesaid, they are hereby authorized and empowered to receive and collect from the owners of all lumber, logs and timber passing over such slides as a compensation for maintaining and keeping in repair such slide, the tolls hereinafter specified, to-wit: Ten cents for each thousand feet of lumber, timber or logs, scale measure, passing over said dam or slide, or that may be flooded out of the said south branch by means of the said dam, which shall be paid to said incorporators, their associates or assigns, after the logs, lumber, timber or other materials are rafted or cribbed, and the amount shall be ascertained either by scale or by count of the superintendent of the Wolf River Boom Company, or in such other manner as shall be provided or adopted by the owners of dams or slides, on the same river below, to ascertain the same, and the said incorporators, their associates and assigns, shall hold a lien on all logs and lumber run over said dam or flooded out of said river, for the amount above specified as provided in chapter 215 of the general laws of 1860: *provided*, that they shall at all times comply with the provisions of section two (2) of this act.

May collect toll when dam is completed.

Rates of toll.

Incorporators to have a lien on all logs and lumber run over said dam, for tolls

SECTION 4. The control of the said dam, slides and gates, and the superintendence of running logs and timber over and through the same, shall belong to the said incorporators, their associates and assigns, but subject always to the provisions of section two (2) of this act.

Who to control the dam and slides and gates

SECTION 5. This act shall take effect and be in force from and after its passage.

Approved March 12, 1874.

CHAPTER 290.

[Published March 24, 1874.]

AN ACT to authorize the board of railway commissioners to employ a clerk.

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

SECTION 1. The board of railroad commissioners of this state are hereby authorized to employ a competent clerk to hold the position during the pleasure of said

Authority to employ a clerk.