

[No. 37, S.]

[Published, March 30, 1881.]

## CHAPTER 209.

AN ACT to authorize James McIntire, and his assigns, to build and maintain piers, booms and other works in the Saint Louis river, and its tributaries, in townships forty-eight and forty-nine, in ranges fourteen and fifteen west, in the county of Douglas and state of Wisconsin.

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

SECTION 1. James McIntire, and his assigns, are hereby authorized and empowered to drive such piles, build, construct, maintain and keep in repair, such piers, boom, sheer, wing, pocket and all other booms and works, as may be found convenient or necessary, in the Saint Louis river and its tributaries, within the following territory and limits, to-wit: sections five (5) and six (6) in township forty-eight (48) north of range fourteen (14) west, all of townships forty eight (48) and forty-nine (49) north of range fifteen (15) west, and Pokegama Bay, situated in sections nineteen (19), thirty (30), thirty-one (31) and thirty-two (32) in township forty-nine (49) north, of range fourteen (14) west, all in the county of Douglas and state of Wisconsin, for the purpose of securing, booming, holding, sorting and handling therein all logs, spars, timber, fence posts, railroad ties and other materials, coming or running down or into said river or its tributaries, within the limits of said booms or works, and for the purpose of making said booms and works effectual, may extend the same or any part thereof, as occasion may require, along or across the said river on either side of the natural channel thereof to an extent co-extensive with the jurisdiction of the state of Wisconsin: provided, however, that such piers, booms and works, shall not materially impede or obstruct navigation, and shall not be constructed except upon or in front of lands owned by the said James McIntire, or his assigns, acquired by voluntary conveyance, or upon or in front of which the said James McIntire, or his assigns, shall have acquired by voluntary act of the owner or owners of the land, the right, privilege and authority to construct such works; and such booms and works shall not be constructed or maintained between any dock lines now established or to be established on or near the shores of said Pokegama Bay and the channels thereof, and the said booms, piers and works shall always be and remain subject to the right of the general government,

Location of improvements.

Improvement not to impede navigation.

the state of Wisconsin, or other competent authority, to dredge or maintain channels or basins, or to construct, maintain or use such docks, piers or other structures, as they may desire for the improvement of navigation or the purposes of commerce: and, provided further, that the free communication by water for all crafts between any pier, dock, wharf or shore, and the general line, course and thoroughfare of navigation in said river and bay, shall not be, in any manner, obstructed or interfered with by the said James McIntire, or his assigns, without such owners consent.

Powers conferred.

SECTION 2. And the said James McIntire, and his assigns, in consideration of the improvement to navigation caused by or resulting from the erection, construction and maintenance of said piers, booms and works within the limits aforesaid, and the facilitating of the landing and controlling of logs, timber and other materials aforesaid, by means of said booms and works may, and they hereby are, authorized and empowered to catch, gather, hold and secure within, and receive into said boom or booms and works, and handle and control therein all logs, timber, spars, fence posts, railroad ties, and materials coming or running down said river or its tributaries within the limits of said piers, booms and works, and to sort the same into side or pocket booms, and to store the same therein, for the owner or person having charge thereof, as soon as practicable after they shall arrive in said boom: provided that said James McIntire or his assigns shall not be obliged to retain the same in such pocket, side or other boom or booms for a longer period than thirty days; and in case the same shall not within that time be removed by the owner or person in charge thereof, and said James McIntire or his assigns, shall find it necessary to remove the same to some other locality on said river, then, and in that case, the owner or person having charge thereof, shall pay to said James McIntire, or his assigns, a reasonable compensation for such removal, or any other necessary work done by him or them upon said logs, timber or materials aforesaid, after said period of thirty days, in addition to the boomage hereinafter provided for.

Compensation.

Toll.

SECTION 3. Whenever any logs, timber, or other materials aforesaid, shall be secured, sorted, boomed or stored as aforesaid, in said boom or booms, or by the aid of said works, the said James McIntire, or his assigns, shall have the right to collect and receive a reasonable toll or boomage thereon, not exceeding fifty

cents per thousand feet board measure, for sorting, booming and storing the same, and shall have a lien on all or any portion of such logs, timber and other materials aforesaid, so secured, boomed, sorted and stored, for the payment of all such boomage and toll due on the same mark or lot of logs, and all other sums due thereon as herein contemplated; and the same may be enforced in the same manner as other liens on logs and lumber may now be enforced by or in pursuance of any provisions of law.

SECTION 4. All acts and parts of acts conflicting with the provisions of this act, are hereby repealed. Repealed.

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

Approved March 26, 1881.

[No. 174, S.]

[Published April 1, 1881.]

### CHAPTER 210.

AN ACT in relation to the high school in the city of Boscobel and to receive certain sums of money therein named.

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

SECTION 1. The state superintendent is hereby authorized and directed to fix the amount to be paid to the free high school at Boscobel, from the general fund of the state for the year 1880, in the same manner as provided by section four hundred and ninety-six, of the revised statutes, as amended by the laws of 1879, which sum is three hundred and thirty-eight and forty-five one-hundredths dollars, notwithstanding the neglect of the free high school to make the report to said superintendent, in the manner provided by said section four hundred and ninety-six. Duty of state superintendent

SECTION 2. When said amount to be paid to said free high school board shall have been so fixed by said superintendent, he shall certify the same to the secretary of state, and thereupon the said amount shall be paid to the district treasurer of said schools, out of the state treasury, in the manner now provided by law, the same as if such amount had been fixed and certified by said superintendent at the same time apportionments were made to the other high schools of this state. Amount to be certified to secretary of state.

SECTION 3. There is hereby appropriated out of the general fund in the state treasury not otherwise appropriated, the sum of three hundred and thirty-eight and Appropriation \$338.45.