

hold their office one year, or until their successors are elected; and the said five directors, after they are elected by the stockholders, shall thereafter perform the same duties and exercise the same rights as the directors holding under the former organization of this company, together with such other and further rights and duties as they may be entitled to exercise under the provisions of this act.

Annual meet-  
ings.

SECTION 7. The annual meeting of this company shall hereafter be held on the first Tuesday in February, of each year, in the village of Eau Claire, at which meeting the directors shall be elected, each stockholder being entitled to one vote on each share of stock held by him, which vote may be given either in person or by proxy, when duly authorized, and every director shall be a stockholder in said company.

When to take  
effect.

SECTION 8. The provisions of this act, so far as they provide for the organization of the said Eau Claire [river] log-driving company as a stock company, shall not take effect until said company shall have organized as a stock company, in pursuance of the provisions of this act; and when said company may have so organized as a stock company, all the provisions of chapter 35 of the private and local laws of 1862, which conflict with or contravene the provisions of this act, are hereby repealed.

SECTION 9. That this act shall take effect from and after its passage.

Approved March 18, 1864.

## CHAPTER 161.

[Published March 24, 1864.]

AN ACT to authorize Charles Warner to construct and maintain a boom on the Chippewa river, in the county of Eau Claire.

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

Authority to  
build boom an  
d pier.

SECTION 1. That Charles Warner, his associates, successors and assigns, are hereby authorized and empowered to construct and maintain such number and

character of booms, with sufficient piers to secure the same, as they may deem necessary for the purposes hereinafter named, on either side and partly across the Chippewa river, near the mill site of the said Charles Warner, situated on lots four and five, of section thirty-four, in township twenty-seven, north of range ten west of fourth meridian, in the county of Eau Claire, said booms to be built for the purpose of stopping and securing logs, spars and square timber: *provided*, that the main channel of said river shall at all times remain free and unobstructed for the passage of boats and rafts; *and provided, further*, that said booms shall be so constructed and arranged that all logs not owned by said Charles Warner, his successors and assigns, or by parties desiring their logs to be detained in said booms, may be assorted and passed by or through said boom without unreasonable delay; and in case the said Charles Warner, his successors or assigns shall refuse or neglect so to assort and deliver the logs of other parties, it shall be lawful for the parties owning logs in said booms to assort and pass their own logs through said booms the costs and expenses of such assorting and delivering to be paid by said Charles Warner, his successors or assigns.

Not to obstruct navigation.

How boom to be constructed.

SECTION 2. Whenever any logs, spars or square timber shall be secured and boomed, in pursuance with the written order or request of the owner or owners thereof, the said Charles Warner, his associates, successors and assigns shall be allowed therefor a toll or boomage of twenty cents per thousand feet, board measure; and they shall have a lien on all logs or timber so boomed or secured for the payment of such boomage.

Boomage.

SECTION 3. Whenever any logs shall be thus boomed and secured, and no person shall appear within thirty days after being notified, in behalf of the owner thereof, to take delivery of the same and to pay the boomage thereon, the said Charles Warner, his associates, successors or assigns shall cause said logs to be sawed into lumber and accurately measured by the surveyor-general or his deputy; and after deducting their fees for boomage and the usual rates for sawing, the balance shall be kept by the said Charles Warner, subject to the order or disposition of the owner, for one year, after which time, if neither the logs nor lum-

Unclaimed logs may be sawed, &c.

**Record of marks.** ber shall have been demanded by the owner or his agent, the same shall be forfeited to the owners of the booms. The said Charles Warner, his associates, successors or assigns shall cause to be entered in a book, kept for that purpose, the different marks on the logs or timber thus boomed and secured, the number of logs bearing any mark, and the amount of lumber cut from said logs bearing such mark or marks, and shall at all times keep such books open for the inspection of all persons.

**Prohibition.** SECTION 4. If any raft of lumber, logs or timber shall, by neglect or accident, be carried into said boom, it shall not be lawful for the owner or any person for him, to open said boom, at any time, for the passage of rafts or logs, without first giving notice to said Charles Warner or his agent: *provided*, said Charles Warner or his agent may be found at or near the booms or mill premises.

**Penalty for willful injury, &c.**

SECTION 5. Any person or persons who shall willfully break, damage or destroy said boom or booms, shall be responsible to the proprietors thereof in an action at law, for the amount of damage done, in addition to the penalties already provided by law, to be recovered before any court or competent jurisdiction.

SECTION 6. This act shall take effect from and after its passage.

Approved March 18, 1864.

## CHAPTER 164.

[Published March 28, 1864.]

AN ACT to legalize the acts of the trustees of the Oconomowoc cemetery association of Oconomowoc, in Waukesha county, in purchasing and platting their new grounds, called "La Belle cemetery," and to vacate the Oconomowoc cemetery.

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

**Acts legalized.**

SECTION 1. All the acts and doings of the board of trustees of the Oconomowoc cemetery association, a corporation duly organized under and in pursuance of