

five miles, no more than ten cents per thousand feet shall be charged or collected.

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 due and owing, shall have a lien on all logs or timber upon which such tolls or charges, or any part thereof, shall remain unpaid, and on all other logs on said branch of said river, or remaining within this state, owned by the parties from whom such tolls and charges are due, and may enforce the same in the same manner as other liens for services and labor on logs are enforced, and for this purpose may hold and detain such logs at any place on the Eau Claire or Chippewa rivers, until such tolls and charges are paid.

Tolls and charges to be lien on logs or timber.

SECTION 4. The provisions of this act shall not apply to logs or timber put into said north branch of the Eau Claire river during the present logging season of 1875 and 1876.

Proviso.

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

Approved March 9, 1876.

CHAPTER 220.

[Published March 16, 1876.]

AN ACT to improve the south branch of the Eau Claire river, and its tributaries, in Clark county.

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

SECTION 1. For the purpose of improving the south branch of the Eau Claire river and its tributaries, so as to facilitate and insure the driving of logs and timber down and out of said branch, it is hereby provided and enacted that any person, association, company or corporation, their successors or assigns, that shall have improved said branch of said river or its tributaries, in the county of Clark, by clearing or straightening its channel, closing sloughs, constructing piers and booms, erecting dams for the purpose of flooding and creating reservoirs of water for driving purposes, and shall keep in repair and operate the same, so as to render the floating and driving of logs

Parties improving river may collect toll on passing logs and timber.

and timber down and out of said branch of said river, practicable and reasonably certain, from below the north line of section thirty-four (34), in township twenty-eight (28), shall be entitled to receive and may charge and collect for such service in toll, ten cents per thousand feet board measure, for and upon all logs and timber put in said branch of said river or its tributaries above the north line of sections fifteen (15) and sixteen (16), in township twenty-six (26), designed to be run out of the same, and five cents per thousand feet on all logs and timber put into said branch below the north line of section sixteen (16), in township twenty-six (26), and the mouth of said south branch, in section fifteen (15), of said last mentioned township, the amount of said logs and timber to be determined by and under the lumber inspector for the district in which said river runs, or by the mutual agreement of both parties; *provided, however,* that such person, association, company or corporation, having undertaken the improvement of said river and its tributaries for the purposes herein stated, shall not be entitled to receive tolls as hereinbefore provided, until at least three thousand dollars shall be expended on said improvements by such parties.

Parties having made improvements may drive logs and charge for same.

SECTION 2. It shall be lawful for any person, association, company or corporation, their successors or assigns, having improved the said brach of said river, or its tributaries, as provided in section one (1) of this act, to take possession of all logs and timber put into said branch of said river, to be floated down and out of the same, the owners or agents of which shall not have made adequate provision for driving the same, by furnishing all necessary tools, men and teams, with provisions for breaking rollways at the proper time, and making a thorough drive of said logs and timber out of said branch of said river or its tributaries, without hindering the main drives, and to drive the same down and out of said branch of said river, and shall be entitled to charge, receive and collect for such service, the sum of twenty-five cents per thousand feet on all logs so driven out of said branch of said river, the amount to be ascertained in the same manner provided in section one of this act; *provided, however,* that for all logs and timber driven a less distance than six miles in said river, no more than fifteen cents per thousand feet shall be charged or collected.

Rate of charges



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 due and owing, shall have a lien on all logs and timber 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 parties from whom such tolls and charges are due, and may enforce the same in the same manner as other liens for service and labor on logs and timber are enforced, and for this purpose may hold and detain such logs and timber, at any place on the Eau Claire and Chippewa rivers, until such tolls and charges are paid.

Tolls and charges to be lien on logs or timber,

SECTION 4. The provisions of this act shall not apply to logs or timber put in said river during the present logging season of 1875 and 1876.

Proviso.

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

Approved March 9, 1876.

CHAPTER 221.

[Published March 16, 1876.]

AN ACT to enable certain towns, villages and cities to construct and improve harbors.

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

SECTION 1. Any town, village or city, such city not having more than two wards, bordering on Lake Michigan or Green Bay, may lay out grounds for the purposes of a harbor or for harbor improvements, and appropriate such grounds in the manner hereinafter set forth for such purpose.

Corporations may appropriate grounds for harbor purposes.

SECTION 2. Upon the application of fifteen (15) freeholders and voters of such town, village or city, to the circuit judge of the circuit in which such town, village or city shall be, setting forth that the harbor facilities of such town, village or city are insufficient for the public wants, he shall select and appoint three freeholders and voters of such town, village or city, to locate and appraise the grounds for a harbor, or for harbor improvements. Such appointment shall be under the hand and seal of such judge, and shall be

Judge of circuit court to appoint persons to locate and appraise grounds.