

[No. 38 A].

[Published February 23, 1882].

CHAPTER 12.

AN ACT to authorize the common council of the city of Milwaukee to appropriate to the assessors of the city of Milwaukee certain sums of money.

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

SECTION 1. The common council of the city of Milwaukee is hereby authorized to audit, allow and pay, in the same manner that other accounts and claims against the city are audited, allowed and paid, to each of the assessors of the city of Milwaukee for the year 1881, such sums of money as will constitute the balance of salary of six hundred dollars, as provided for in the charter of the city of Milwaukee. Money appropriated.

SECTION 2. All sections or parts of sections, so far as they may be construed to conflict with the provisions of this act, are hereby repealed, as for the purposes of this act.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved February 20, 1882.

[No. 13 S].

[Published February 23, 1882].

CHAPTER 13.

AN ACT to amend an act entitled an act to "incorporate the Peshtigo Lumbering and Manufacturing Company," approved October 11, 1856, and the amendments thereto.

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

SECTION 1. Said company is hereby authorized and empowered, and granted the exclusive right to construct, maintain and keep on the Peshtigo river, from its mouth up so far as said company owns the lands adjacent to said river, any and all piers and booms that said company may deem necessary for the purpose of holding, storing, assorting and dividing logs, timber, lumber, posts, ties, shingle bolts and other materials, or for any other purpose; provided, that said booms shall not unnecessarily obstruct or impede navigation upon said river, and shall be put in and maintained in a substantial manner. Authorized to construct booms and piers.

SECTION 2. The said company shall have the privilege and right of stopping by, and with, said piers and booms, all logs, timber, lumber, posts, ties, shingle bolts and other materials that come down said river, To stop logs, etc.

for the purpose of dividing, separating, and putting them into side or pocket booms, according to their marks or ownership.

Compensation to be paid the company for use of boom.

SECTION 3. The said company shall be entitled to have and receive twenty-five (25) cents per thousand feet, board measure, according to Scribner's rule, upon all logs and timber; two (2) cents each upon all posts and ties; five (5) cents each for all telegraph poles, and fifty (50) cents per cord upon all shingle-bolts that it shall boom, divide and put into pockets or side booms, and the same shall become due and payable when said logs, timber, posts, ties, telegraph poles or shingle-bolts are placed in said pockets or side booms; and for the purpose of ascertaining the amount to be paid for such booming and dividing said logs, timber, post, ties, telegraph poles and bolts are to be scaled and counted at the lower dividing boom of said company, by a person or persons to be appointed and paid by said company for that purpose.

Lien upon logs, etc., for booming.

SECTION 4. The said company shall have a lien upon any and all logs, lumber, posts, ties, telegraph poles and shingle-bolts, or other material, secured, stored or divided into said pockets or side booms, and upon the timber and shingles manufactured therefrom; and said lien shall take precedence of all other claims or liens thereon, excepting liens for labor on the same, any statute of this state to the contrary notwithstanding; and said company may enforce the collection thereof in the manner provided for the enforcement of laborer's liens, by chapter 143 of the revised statutes of 1878, as amended by chapter 330, laws of 1861, or by action against the owner or any person or persons exercising acts of ownership over the same, or the lumber or shingles manufactured therefrom.

Owners of logs, timber, etc., shall take same away after put into pockets.

SECTION 5. Owners of logs, timber, posts, ties, telegraph poles, shingle-bolts and other materials shall take them away as fast as they are divided and put into pockets, or side booms by said company, and any such owner or owners who shall fail or neglect to so remove such logs, timber, posts, ties, telegraph poles, shingle-bolts or other materials, shall be liable to said company and to any other person or persons for any and all damages it or they may sustain by reason of such logs, timber, posts, ties, telegraph poles, shingle-bolts or other materials not being taken away as herein required; and any such damage or damages shall be a lien upon such logs, timber, posts, ties, telegraph poles, shingle-bolts, or other materials, and the lumber or

shingles manufactured therefrom, and may be enforced in the manner provided in section four (4) of this act for enforcing the lien therein provided for, or recovered by personal action against the owners or those exercising acts of ownership over such property, and said company shall not be liable for any delay or delays caused by the failure of such owners to so remove such logs, timber, posts, ties, telegraph poles, shingle bolts, or other materials, nor for delays caused thereby in the dividing and passing logs, timber and other materials through said piers and booms and out of said river; and all logs, timber, posts, ties, telegraph poles, shingle bolts and other materials, while in storage in any of the booms of said company, shall be in the exclusive control, care, custody and charge (except as herein otherwise provided), and at the sole risk, liability and responsibility of the owner or owners thereof (except as provided in section 1 of this act).

SECTION 6. For all labor done upon, or in the care or disposition of any logs, timber, posts, ties, telegraph poles, shingle bolts or other materials by said company, after the same shall have been put into pockets or side booms, said company may make an extra and additional charge, not to exceed the reasonable value of such labor, and shall have the same lien therefor, and collect it in the same manner as the lien provided for in section four (4) of this act.

Extra charge for additional labor.

SECTION 7. Any person or persons who shall willfully open, injure or destroy any of the piers, booms or other works of said company, shall be liable for the amount of damages done, to be by said company recovered in an action at law before any court of competent jurisdiction, in addition to the penalties now provided by law.

Penalty for destroying property of company.

SECTION 8. This act shall take effect and be in force from and after its passage and publication.

Approved February 20, 1882.

[No. 86, S.]

[Published February 23, 1882.]

CHAPTER 14.

AN ACT to amend chapter 123 of the laws of 1880, in relation to the distribution of the blue book,

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

SECTION 1. Section 1 of chapter 123 of the laws of Amendment.
1880, entitled "an act to amend chapter 141 of the laws