

[No. 674, A.]

[Published April 26, 1889.]

CHAPTER 440.

AN ACT to amend chapter 269, of the laws of 1880, providing for the inspection of illuminating oils manufactured from petroleum or coal oil, and to regulate the sale thereof, and the acts amendatory thereto.

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

Amending sec. 3, ch. 269, laws of 1880, as amended by ch. 158, laws 1883.

Supervisor to appoint inspectors— fees— liability of.

Removal.

Bond of supervisor, amount, condition.

Of inspectors— where filed.

SECTION 1. Section 3, of chapter 269, of the laws of 1880, as amended by section 1, of chapter 288, of the laws of 1881, and by section 1, of chapter 158, of the laws of 1883, is hereby amended by striking out all after the numbers of said sections and inserting the following in lieu thereof: The state supervisor of inspectors of illuminating oils shall appoint, in accordance with the provisions of this act, inspectors of illuminating oils, who shall examine and test all illuminating oils offered for sale or for use in this state by any person whatsoever, and shall demand and receive all fees in payment for such examining and testing, and who shall be liable to all the penalties hereinafter provided for any neglect, or for any willful misconduct or malfeasance in the discharge of the duties aforesaid; and the said state supervisor shall have power at any time to remove any inspector so appointed upon reasonable notice for reasonable cause. And the said supervisor and all inspectors appointed under the provisions of this act shall, before entering upon the duties of their respective offices, take an oath or affirmation faithfully to discharge the duties of the same as prescribed by the constitution and laws of this state, and the said supervisor shall execute a bond to the people of the state in the sum of two thousand dollars (\$2,000), conditioned for the faithful performance of all the duties imposed by this act, said bond to be filed in the office of secretary of state; and every inspector appointed under this act shall execute a bond to the people of this state in such sum not exceeding two thousand dollars (\$2,000), as may

be fixed in each case by the state supervisor, conditioned as aforesaid, such bond to be filed in the office of the clerk of the county wherein the inspector executing the same shall reside, and the duplicate copy thereof duly certified by the county clerk shall be filed in the office of the state supervisor; and all bonds executed under the provisions of this act shall be for the use of all persons aggrieved by the acts or neglect of the state supervisor, or of the inspectors respectively executing the same. The sureties on the bond of the state supervisor shall be approved by the secretary of state, and the sureties on the bonds of the inspectors shall be approved by the judge of probate in the counties in which the inspectors executing the same shall respectively reside; it shall be the duty of every inspector appointed under the provisions of this act to provide at his own cost and expense all the necessary instruments and apparatus for examining, testing and branding illuminating oils under the provisions of this act, and promptly to examine or test, when called upon for that purpose, any oils offered for sale, or for use for illuminating purposes; and if, upon such examination or test, such oils shall be found to meet the requirements of this act, he shall affix to the package, cask or barrel containing the same a brand or device containing the word, "approved," with the date of testing, over his official signature upon the package, cask or barrel containing the same, and it shall be lawful for any person to sell the same as an illuminating oil within this state, but if the oil so tested shall not meet the aforesaid requirements, he shall brand in plain letters on the package, cask or barrel containing the same over his official signature, the words, "rejected for illuminating purposes in the state of Wisconsin," with the date of testing thereof, and it shall be unlawful for the owner thereof to sell such oil for illuminating purposes; and said brand for the approval of oils shall further contain such device indicating the test of such oils as the state supervisor may direct. the term cask, barrel, package or sample of oil as used in this act, shall be held and taken to mean a quantity not exceeding that contained in an

Secretary of state to approve of, of supervisor; county judge of inspector.

Duty of inspectors in testing oils.

Brand on package, cask or barrel.

Terms defined.

ordinary commercial barrel, estimated as capable of containing about fifty gallons.

Repeal.

SECTION 2. All acts or parts of acts inconsistent herewith so far as they contravene the provisions of this act, are hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.
Approved April 16, 1889.

[No. 324, A.]

[Published April 24, 1889.]

CHAPTER 441.

AN ACT to amend section 1738, of the revised statutes, and repealing chapter 267, of the laws of 1883, relating to log marks.

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

Repeal of ch. 267, laws of 1883.

SECTION 1. Every person, copartnership or corporation who shall put any logs, timber or other floatables into the Wisconsin river, or any stream of water flowing into or tributary to said river for the purpose of rafting or floating the same to any other place, shall have some mark or marks previously selected and recorded in the manner hereinafter specified, impressed in a conspicuous place or places upon the end and surface of each of said logs or sticks of timber and floatables so put into any of the aforesaid waters.

Mark on logs—to be recorded and impressed on.

Diagram to be recorded in office of lumber inspector.

SECTION 2. Before any such mark or marks shall be used it shall be the duty of every such person, copartnership or corporation intending to use the same to cause a diagram and a full and complete written description thereof, signed by such person, copartnership or corporation, to be recorded in the office of the lumber inspector of any lumber district through which said river, or any of its tributaries, streams or waters, and shall also give notice thereof in writing to each log running or booming company doing business (on) said river or any of its tributaries. The mark or marks of