

other necessary improvements from that point down, shall not be entitled to receive toll, twenty-five cents per thousand feet.

SECTION 2. It shall be lawful for any person, association, company or corporation, their successors or assigns, having improved said Prairie river as provided in section one of this act, to take possession of all logs and timber put in said river to be floated down and out of the same, the owners or agents of which shall not have made adequate provisions for driving, by furnishing all necessary tools, men, teams and provisions for breaking rollways at the proper time, and making a thorough drive of said logs out of said river, without hindering the main drives, and to drive the same down and out of said river, and to receive and collect for such service for all logs and timber driven from and including the lower dells down to its mouth, fifty cents per thousand feet, board measure, and from and including the upper dells to the mouth down, one dollar per thousand feet, board measure. And the amount of logs so driven to be determined in the same manner as provided in section one of this act.

When may take possession of logs and timber.

SECTION 3. For any tolls or charges as herein provided which shall remain due and unpaid, the party to whom such tolls and charges shall be owing shall have a lien on all logs on which such tolls or charges or any part thereof shall remain unpaid, and on all other logs on said river owned by the party from whom such tolls or charges are due, and may enforce the same in the same manner as other liens for labor and supplies are enforced by law.

May have a lien for tolls.

SECTION 4. This act shall take effect and be in force from and after its passage.

Approved March 12, 1874.

CHAPTER 298.

[*Published March 21, 1874.*]

AN ACT relating to and amendatory of chapter 21, private and local laws of 1872, entitled "an act to incorporate the city of Prairie du Chien.

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

SECTION 1. Section 2 of chapter 2, of chapter 21, of the private and local laws of 1872, is hereby amended

Sec 2 ch. 21, private and local laws of 1872, amended.

by inserting after the word "assessor," in the 2d and 19th lines, the words "police justice, city clerk and marshal," so that the section shall read as follows: **Section 2.** The elective officers of said city shall be a mayor, treasurer, assessor and police justice, city clerk and marshal, all of which said officers shall be residents within and qualified voters of said city. Each ward shall elect three aldermen and one justice of the peace, and one constable, who shall be residents within and qualified voters of the ward for which they may be elected. The terms of office shall commence on the first Monday of May next after their election. Each of said officers shall continue in office for his respective term as herein provided, and until his successor is elected and qualified, and shall have such powers and perform such duties as are prescribed in this act, not inconsistent with this act, or which may not be incompatible with the nature of their respective offices. All other officers necessary for the management of the affairs of said city shall be appointed by the common council. On the first Tuesday of April in each year the qualified voters of said city shall elect one mayor, one treasurer, one assessor and one police justice, city clerk and marshal, who shall hold their respective offices for one year, and on the same day and at the same places of holding said election, the qualified electors of each ward shall elect two aldermen and one constable. The senior alderman and justice of each ward who are now in office shall continue in office until the expiration of the term for which they were respectively elected; and there shall be elected annually, on the first Tuesday in April one alderman in each ward, who shall hold his office for two years, and one alderman who shall hold his office for one year. The ballot shall designate who shall be alderman for two years, and one constable in each ward for one year. And on the first Tuesday in April, 1874, and every two years thereafter, there shall be elected one justice of the peace in each ward.

SECTION 2. Section three of chapter two, is hereby amended so as to read as follows: **Section 3.** In the event of a vacancy in the office of mayor, aldermen, justices of the peace or police justice, by death, removal or other disability, the common council shall order a new election, and shall give five days notice thereof; any vacancy in any other office shall be filled by the common council; the person appointed or elected to fill a vacancy shall hold his office and discharge the duties thereof for the unexpired term, with

Elective officers.

Terms of office.

Appointed officers.

When elections to be held.

Officers to be elected.

Ballot for aldermen how prepared.

How vacancies may be filled.

the same rights and subject to the same liabilities as the person whose office he may be elected or appointed to fill.

SECTION 3. Section 7, of chapter 3, is hereby amended so as to read as follows: Section 7. The police justice shall enter upon the duties of his office within ten days after his election, he shall have sole and exclusive jurisdiction in all cases for violating ordinances of the city; to hear, try, and determine the same, and shall have concurrent jurisdiction with justices of the peace in all civil and criminal cases arising in the city or when either party resides in the city, and shall be entitled to the same fees as are allowed to justices of the peace for similar services. He shall have authority to solemnize marriages, acknowledge deeds and other instruments of writing, administer oaths generally, and to hold inquests of the dead within the city, and shall be a conservator of the peace. Trials and examinations before the police justice shall be conducted by the same rules and regulations as trials before justices of the peace, except that changes of venue shall not be allowed in cases arising under the city charter and the ordinances of the city, but nothing herein contained shall be so construed as to deprive the circuit court or the judges thereof of their authority or jurisdiction. Appeals may be taken from the police court to the circuit court in the same manner as from justices of the peace.

Police justice.

His jurisdiction and duties.

May solemnize marriages, etc.

Trials and examinations, how conducted.

Appeals, how taken.

SECTION 4. Section 3 of chapter 6 is hereby amended by striking out all after the word "same" where it occurs in the second line from the bottom, and add the following, so that said section shall read as follows: Section 3. The common council shall have power to levy a highway tax or tax for streets and bridges of not exceeding seven mills on the dollar, in each and every year, which, with other taxes, shall be extended upon the assessment roll by the clerk of said city as hereinafter provided, and the assessor shall at the time of assessing the property of said city, make out a complete list of all persons who are by the general laws of the state required to pay a poll tax, which poll tax shall be extended on the assessment roll against such persons so liable to pay the same; and the common council shall have the power to levy upon each of said persons a poll tax of one dollar and fifty cents for street purposes, to be paid in cash, and shall have the power to provide by ordinance for the collection thereof, and to adopt such measures as are necessary to enforce the collection of the same not incon-

Powers of common council.

sistent with the constitution and laws of this state, and to fix penalties for the nonpayment thereof when demanded.

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

Approved March 12, 1874.

CHAPTER 299.

[Published March 26, 1874.]

AN ACT to amend section one of chapter 205, of the laws of Wisconsin of 1873, entitled "an act relating to statistics of property exempt from taxation."

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

Sen. 1, of ch.
205, laws of
1873, amended.

Assessor to
make returns
of property ex-
empt from tax-
ation.

For what pur-
pose such prop-
erty is used.

SECTION 1. That section one (1) of chapter 205 of the laws of Wisconsin of 1873, entitled "an act relating to statistics of property exempt from taxation," is hereby amended so as to read as follows: Section 1. It is hereby made the duty of all assessors throughout the state, when making out the next assessment roll, as now provided by law, to enter in books or on blanks to be procured and furnished to them as herein-after stated, in regular order, in the name of the owner, if known, from the best information they can obtain, a correct and pertinent description of all real and personal property, excepting such as is now exempted by subdivisions three, four, six, seven, eight, nine, ten, eleven and twelve of section two (2) of chapter one hundred and thirty of the general laws of 1868, in their respective towns or wards not liable to taxation and omitted from the assessment roll, together with a statement of its value, for what purpose used and the reason why exempt, if ascertainable, conforming as near as practicable to all provisions of the law now existing relating to the assessment of property. When entering on such lists the right of way or track of any railroad or plankroad company, it shall be sufficient to state its length in miles without any further detail.

SECTION 2. This act shall take effect and be in force from after its passage and publication.

Approved March 12, 1874.