

ids, an amount or rate not exceeding the foregoing rate on the same articles; and between the foot of Little Bull Falls and the foot of Conant's Rapids, an amount or rate not greater than the foregoing on the same articles; and between the foot of Big Bull Falls and the foot of Little Bull Falls, an amount or rate not to exceed that above named on the same articles; and between Jenny Mills and the foot of Big Bull Falls, an amount or rate not to exceed that above named on the same articles; and for all logs, lumber or timber which may be run over the improvements of said company on Grand Father Bull Falls, a toll not to exceed seven and one-half cents for each and every thousand feet so run thereover: *provided*, that the toll so levied shall be reasonable and proportioned to the benefits made by such improvements to the navigation of the river: *and provided further*, that said company shall be liable **Liabilities.** to the owners of any and all property run over any or all of such improvements for any damage to such property caused by the improper construction of its works or improvements, or any part thereof, or by imperfections or defects therein, resulting from the fault or negligence of said improvement company; and which damages may be offset in any action brought by said company against such owner for tolls, or may be recovered in an action brought against said company.

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

Approved March 16, 1878.

[No. 247 A.]

[Published April 9, 1878.]

CHAPTER 237.

AN ACT relating to tract indexes, and amendatory of chapter three hundred and fifty-two of the general laws of 1864, entitled "An act to provide for a tract index."

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

SECTION 1. Section one of said chapter three hundred and fifty-two is hereby amended so as to read as follows: Section 1. The register of deeds of each county in this state shall as soon as practicable after the first day of May, A. D. 1878, or whenever directed, so to do by the county board of supervisors, as herein-after provided, procure, at the expense of said county, **Amended.** **Blank tract index book.**

and keep in his office, a suitable book or books, substantially bound, and so ruled and arranged that opposite to the description of each forty acre tract of land, according to the government subdivision of sections, fractional lots and town, city or village lots (which description shall be arranged in numerical order) shall be a blank space of about forty square inches, in which he shall enter, in red ink, the letter or letters, numeral or numerals, indicating the volume, and in black or blue ink the class of records referred to (designating mortgages by the letter M, deeds by the letter D, and miscellaneous by the abbreviation Mis.), together with the page of said volume upon which each and every deed, mortgage or other instrument affecting the title to or encumbering the whole or any part or subdivision thereof shall heretofore have been or may hereafter be recorded, and shall be entitled to demand and receive of the grantee or grantees, mortgagee or mortgagees, in each instrument thereafter recorded, the sum of three cents for each entry in said index, made necessary by the recording of such instrument.

Special duties
of register.

Fees.

Re-index.

SECTION 2. In all cases in which any county has now in the office of the register of deeds a tract index of lands and lots in which the same are entered and indexed by quarter section descriptions only (except in case of fractional and platted lots) the register of deeds of such county is hereby directed as soon as practicable after the passage of this act, to re-index, in accordance with the provisions of section one of this act, all such lands so indexed by greater than forty acre subdivisions, and for such services said register shall be entitled to demand and receive from said county the sum of two cents for each necessary entry in said index or records herein provided for, unless the price shall be otherwise fixed by contract, as hereinafter provided.

Amended.

Restrictions.

SECTION 3. Section three of said chapter three hundred and fifty-two is hereby amended so as to read as follows: The provisions of this act shall not extend nor apply to the register of deeds of any county which now has in the office of the register of deeds a general tract index of records made substantially in accordance with the provisions of this act, nor to any county whose county board of supervisors, or a majority thereof, shall fail to accept and ratify the same, by ordering the register of deeds to comply with its requirements.

Authority of supervisors to

SECTION 4. The county board of supervisors of each organized county in this state is hereby authorized

and empowered to provide the necessary books and direct and employ the register of deeds to perform the work of indexing and re-indexing such records as hereinbefore provided for, at the expense of the county, so far as the same should be done by the county, at a price therefor not exceeding the figures above given; *provided*, that any such county board may enter into a contract with the register of deeds for the doing of such work, at such price or compensation, not exceeding the sum above mentioned, as may be agreed upon.

procure books and let work by contract.

SECTION 5. The index provided for in this act shall be open to the free inspection of all persons during reasonable business hours.

Index to be open for inspection.

SECTION 6. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Repealed.

SECTION 7. This act shall take effect and be in force from and after its passage and publication.

Approved March 16, 1878.

[No. 127, A.]

[Published March 27, 1878.]

CHAPTER 238.

AN ACT to authorize the town of Amherst, in Portage county, to appropriate certain moneys to build a town hall.

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

SECTION 1. All moneys paid to the town of Amherst on account of any or all licenses whatsoever, granted or issued by the board of supervisors of said town, including licenses for the sale of malt, spirituous or intoxicating liquors, shall be set apart and held as a special fund for the purpose of buying suitable grounds and the building thereon a town hall, for the use and benefit of said town, in the village of Amherst of said town.

License fees set apart for purpose of building a town hall.

SECTION 2. It shall be the duty of the supervisors of said town, as soon as said fund shall amount to one thousand dollars (\$1,000), to buy suitable grounds, and prepare, or cause to be prepared, plans and specifications for said hall to be erected thereon, and advertise for bids on the same, by posting in not less than ten public places in the county, or by inserting the same in one of the county papers, giving time and place of opening bids, at least six consecutive weeks prior to the open-

Duties of supervisors.