

SECTION 3. The said William Miller, his associates, heirs and assigns, are hereby authorized and empowered to charge, collect, sue for and recover as tolls for the use of the water collected by said dam, and for the use of their dam aforesaid, the sum and rate of five cents per thousand feet on all logs which shall run or be run or driven over and beyond said dam; and said tolls shall be a lien upon the logs and timber chargeable with the same, which lien may be enforced in the same manner in which other liens upon logs or timber enforced under the general laws of the state of Wisconsin, or the lien law applicable to said Taylor county: *provided*, that the said Miller, his associates, heirs, or assigns, shall be entitled to charge or receive toll, as aforesaid, until said dam shall have been completed, so that the said creek shall be made suitable for driving logs and timbers therein, above and below said dam.

SECTION 4. The control of said dam, slides and gates shall belong to the said William Miller, his associates, heirs and assigns, but subject always to the provisions of section two of this act.

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

Approved March 16, 1878.

[No. 235, A.]

[Published March 29, 1878.]

CHAPTER 240.

AN ACT to amend chapter one hundred and thirty-eight, general laws of 1861, entitled "An act to amend chapter eighteen of the revised statutes, and chapter twenty-two of the general laws of 1859, entitled 'an act relating to the sale of lands for unpaid taxes, and the conveyance and redemption thereof.'"

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

SECTION 1. Chapter one hundred and thirty-eight of the general laws of 1861, entitled "An act to amend chapter eighteen of the revised statutes, and chapter twenty-two of the general laws of 1859, entitled 'an act relating to the sale of lands for taxes, and the conveyance and redemption thereof,'" is hereby amended by adding to the end of section five of said chapter one hundred and thirty-eight, the following, to wit: But whenever any such action shall be commenced, after the expiration of three years from the date of the re-

ording of such deed, unless such action shall be brought by a person who was a minor at the time the right of action shall accrue, as aforesaid, such deed, if executed substantially in form prescribed by law for the execution of tax deeds, shall be conclusive evidence of the existence and legality of all proceedings from and including the assessment of the property for taxation up to and including the execution of such deed.

Application of law.

SECTION 2. This act shall apply to tax deeds heretofore issued as well as to those hereafter issued.

SECTION 3. This act shall take effect from and after January 1st, 1879.

Approved March 16, 1878.

[No. 278, A.]

[Published April 4, 1878.]

CHAPTER 241.

AN ACT relating to preservation of game and amendatory of chapter three hundred and twenty-nine of the laws of Wisconsin for 1874, entitled "An act for the preservation of game in the state of Wisconsin."

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

Amended.

SECTION 1. Chapter three hundred and twenty-nine of the laws of Wisconsin for 1874, entitled "an act for the preservation of game in the state of Wisconsin," is hereby amended by inserting between sections five and six of said act, the following: Section

Penalty for violation.

6. No person or persons shall at any time catch, kill or have in possession for the purpose of exporting or causing to be exported, or by carrying or causing to be carried out of the limits of the state of Wisconsin any partridge, ruffed grouse, prairie hen or prairie chicken or quail mentioned in this act, and each and every person guilty of such offense shall be liable to the penalty of ten dollars for every such game bird so caught, killed, or had in possession. The provisions of this section shall apply to every corporation, railroad company or express company carrying on business within the state, and to any and every agent and employe of such corporation, railroad company or express company.

Application of law.

How penalties are recovered.

SECTION 2. The penalty provided in section one of this act may be recovered under the provisions of