

No. 357, A.]

[Published April 9, 1891.

CHAPTER 137.

AN ACT to authorize Cyrus C. Yawkey, George W. Lee and Andrew Jackson, their associates, heirs or assigns to construct, maintain and operate a canal from Lake Katherine to Tomahawk lakes, in Oneida county, and to construct, maintain and operate booms and other works appurtenant thereto, for log driving purposes, and to drive, boom and handle logs thereon.

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

Cyrus W. Yawkey, et al., authorized to construct and maintain canal and operate booms, etc.

SECTION 1. Cyrus C. Yawkey, Geo. W. Lee, and Andrew Jackson, their associates, heirs or assigns are hereby authorized and empowered to cut, construct, maintain and operate a canal at such place as they shall deem necessary or convenient, to connect Lake Katherine, situate in Oneida county, with Tomahawk lakes, situate in the same county, in the towns of Hazelhurst and Minocqua, of sufficient width and depth to run or float logs, timber and lumber to and fro between said Lake Katherine and said Tomahawk lakes, and to erect, construct, maintain and operate such boom or booms and other works, in said canal or lakes, at such point or points, place or places, as they shall deem necessary or convenient for the purpose of holding, storing, sorting, handling, rafting and delivering any and all logs, timber and lumber of every kind whatsoever, that shall be run, driven or floated on said canal or lakes. And said Cyrus C. Yawkey, Geo. W. Lee and Andrew Jackson, their associates, heirs or assigns, are hereby granted the right to take, acquire and hold by purchase, lease, license, eminent domain, or otherwise, all lands which may be necessary for carrying out the purposes of this act. In case it shall be necessary to take, flow or injure lands and property in the construction and operation of the canal or works hereby authorized, and said Cyrus C. Yawkey, Geo. W. Lee and Andrew Jackson, their assigns or legal representatives

cannot acquire such lands and property by agreement, or purchase, the said parties shall be entitled to and possess all the rights, powers and privileges conferred by section 1777, of the revised statutes, and the acts amendatory thereof, upon corporations organized under said revised statutes for the improvement of streams and driving logs therein, to acquire such lands and property.

SECTION 2. The said parties, their assigns and legal representatives, are hereby authorized to receive and take possession of all logs, timber, posts, poles and lumber coming down, or driven into, or placed or driven to and fro between said Lake Katherine and said Tomahawk lakes, through said canal, and shall, at the request of the owner or owners of such logs, posts, poles, and lumber, take charge of the same and drive all such logs, timber, posts, poles and lumber down said canal to its mouth or to any works of improvement made in connection therewith for booming, assorting, storing or delivering the same and at all times after receiving or taking possession thereof as aforesaid, shall be deemed to continue and be entitled to the absolute, entire, and exclusive possession of the same, wherever the same may be, until all fees and tolls for the use of said canal and improvements, and for driving, storing, assorting and delivering the same, and costs, charges, and permanent liens thereon are fully paid, and may be and are authorized to demand, receive, levy, sue for, recover, and collect from the owner or owners of all such logs, timber, posts, poles, and lumber, such reasonable fees, tolls, costs, charges, and licenses. And the same shall be and remain as liens, upon all such logs, timber, posts, poles, and lumber, until fully paid and satisfied.

May hold logs for booming, assorting and storing.

SECTION 3. The said parties, their assigns and legal representatives, are authorized and empowered to fix and charge reasonable fees and tolls for the use of said canal and improvements, and like fees, tolls and charges for driving, booming, storing, assorting and delivering any and all logs, timber, posts, poles, and lumber which may be driven, boomed, stored, assorted or delivered by them, and all such fees, tolls, and charges shall be and remain a lien upon all such logs, timber, posts, poles, and lumber, until fully paid and sat

May charge tolls.

ified, and may be collected as provided in the revised statutes for the enforcement of liens upon logs, timber and lumber.

SECTION 4. The right is hereby reserved to repeal or annul this act, and to revoke or modify the franchise hereby granted, whenever, in the judgment of the legislature the public interest may so demand.

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

Approved April 3, 1891.

No. 228, A.]

[Published April 9, 1891.]

CHAPTER 138.

AN ACT fixing the time of the spawning or closed season for the Brule river in Douglas county.

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

Closed season
for certain fish
in Brule river.

SECTION 1. The spawning or closed season, as construed and established by section 2, chapter 486, laws of 1889, of the state of Wisconsin, for brook, rainbow and mountain trout, be and hereby is, construed, fixed and established for such brook and mountain trout, and for grayling, in and for the Brule river and its tributaries in Douglas county, Wisconsin, from September 1st to the fifth day of August next succeeding, in each year.

SECTION 2. All acts or parts of acts conflicting or inconsistent with the provisions of this act be and the same are hereby repealed.

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

Approved April 3, 1891.