

No. 558, S.]

[Published July 12, 1911.

**CHAPTER 638.**

AN ACT to repeal section 1491—44a, relating to the duties of the state board of forestry; and to amend sections 1494—42, 1494—43, 1494—46, 1494—61, and 1494—62 of the statutes, relative to the state forestry, his assistants and to forestry, and to the appropriation therefor.

*The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:*

SECTION 1. Section 1494—44a of the statutes is repealed.

SECTION 2. Sections 1494—42, 1494—43, 1494—46, 1494—61, and 1494—62 of the statutes are amended to read: Section 1494—42. 1. There shall be a state forester, who shall be a technically trained forester, appointed by the state board of forestry, and whether any candidate for this position is a technically trained forester shall be determined by certificate from the secretary of the United States department of agriculture.

2. He shall receive a salary of \* \* \* *three thousand six hundred* dollars per year, and the actual and necessary traveling and field expenses, incurred in the conduct of his official business, be empowered to appoint a clerk whose salary shall not exceed \* \* \* *fifteen* hundred dollars per annum; be supplied with suitable offices, be entitled from the superintendent of public property to such stationery, postage, and other office supplies and equipment as may be necessary, be authorized to purchase all necessary field supplies, equipment, and instruments, be furnished by the state all necessary printed forms and notices and the publications hereinafter provided, and shall act as secretary of the state board of forestry.

3. He shall, under the supervision of the state board of forestry, execute all matters pertaining to forestry within the jurisdiction of the state, direct the management of the state forest reserve, *depute one of his assistants to act during his absence or disability*, collect data relative to forest destruction and conditions, take such action as is authorized by law to prevent and extinguish forest fires and to prevent forest trespass; co-operate in forestry as provided under section \* \* \* *1494—45* of the statutes; and advance as he may deem wise by the issuing of publications and by lectures, the cause of forestry within the state; \* \* \* *and may co-operate with the university of Wisconsin in the instruction and training of forest rangers.* He shall prepare \* \* \* *biennially* a report to the state board of forestry on the progress and condition of state forest work, and recommend therein plans for improving the state

system of forest protection, management, replacement, and taxation. The state board of forestry shall report \* \* \* *biennially* a summary of such facts to the governor.

Section 1494—43. 1. The sale of all lands belonging to the state north of town 33 shall cease upon the passage of this act, and such lands *and all lands reverting to the state north of town 33 and all state lands within the Menominee, Stockbridge, and Munsee Indian reservations* shall constitute the state forest reserve; provided that those state lands within said forest reserve which after examination by the state forester are found by him to be more suitable for other purposes than for the purposes of the state forest reserve, because of their character, condition, extent, or situation, \* \* \* shall be sold by the commissioners of the public lands, upon the recommendation of the state forester and with the approval of the state board of forestry. *The state board of forestry is also authorized to exchange lands upon the basis of equal value as determined by them.*

2. The state forester shall, under the supervision of the state board of forestry, direct the management of the state forest reserve, to which end he may employ the necessary assistance, and may upon said reserve institute conservative lumbering, make and maintain forest nurseries, plantations, and fire lines, and execute other silvicultural and protective measures necessary to the highest permanent usefulness of said reserve to the state. In such conservative lumbering the state forester is authorized, under the supervision of the state board of forestry, to remove or cause to be removed *and sell*, when and in such manner as he may deem advisable, wood, timber, or other products from said reserve. \* \* \*

3. *The state treasurer is hereby authorized to appoint the state forester as a special fiscal agent of the treasury department. When the state forester shall have deposited satisfactory security with the state treasurer, there shall be advanced to the state forester from the forest reserve fund not to exceed five hundred dollars, and at no one time shall such advances amount to more than five hundred dollars. The state forester shall use such advances only in paying temporary laborers upon the forest reserve, and upon the presentation of receipts properly executed, the state treasurer shall relieve the state forester from all liability for the amounts covered by such receipts.*

Section 1494—46. There shall be an assistant state forester, who shall be a technically trained forester, appointed by the state forester with the approval of the state board of forestry.

He shall receive a salary of \* \* \* *two thousand* dollars per year, and the actual and necessary traveling and field expenses, incurred in the conduct of his official business. He shall perform such duties as may be assigned to him by the state forester, and shall represent the latter in case of disability or absence.

Section 1494—61. All moneys received from the sale of wood, timber, minerals, or other products, and from the sale of state forest reserve lands, and penalties for trespass thereon, as hereinbefore provided, except when otherwise disposed of by constitutional provision, shall be paid into the state treasury and shall constitute a forest reserve fund which shall be disbursed only for the purchase of lands to be added to the state forest reserve *and for defraying the necessary expense incident to the examination of title to such lands* and for the improvement and protection of said reserve and for the employment of the necessary assistance therefor, as hereinbefore provided, by or upon the order of the state forester, with the approval of the state board of forestry.

Section 1494—62. There is hereby appropriated out of any funds in the state treasury not otherwise appropriated an annual appropriation of \* \* \* *thirty-five thousand* dollars to pay the annual salaries provided by the terms of \* \* \* *sections 1494—41 to 1494—61, inclusive, of the statutes, and for carrying out the provision of \* \* \* such sections of the statutes.* If all of said sum be not expended in any one year the balance not so expended may be used for the purpose aforesaid in any subsequent year.

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

Approved July 11, 1911.

No. 556, S.]

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## CHAPTER 639.

AN ACT to create section 1072—1 of the statutes, providing for an annual appropriation for a period of ten years, the proceeds to be used for the purchase of forest reserve lands.

*The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:*

SECTION 1. There is added to the statutes a new section to read: Section 1072—1. 1. There is herewith appropriated annually for a period of five years the sum of fifty thousand dollars, which amount shall constitute the "forestry investment fund", and all interest received from the said investment fund