

uninterrupted passage of fish during the time or times such fishway is required to be kept open, under the provisions of this act; said penalty and the costs of suit to be recovered in a civil action brought in the name of the state of Wisconsin."

Duty of game wardens. SECTION 6. It is hereby made the duty of the game warden and his deputies to serve all notices issued by the commissioners of fisheries and perform such other services as the said commissioners may require, in the enforcement of the provisions of this act, without any further compensation than the regular per diem and expenses as are now paid to them.

Conflicting laws repealed. SECTION 7. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

SECTION 8. This act shall take effect and be in force from and after its passage and publication.

Approved December 19, 1905.

No. 17, A.]

[Published December 21, 1905.]

CHAPTER 17.

AN ACT to amend chapter 362, laws of 1905, entitled "An act to regulate railroads and other common carriers in this state, create a board of railroad commissioners, fix their salaries, define their duties, prevent the imposition of unreasonable rates, prevent unjust discriminations, insure an adequate railway service, prescribe the mode of procedure and the rules of evidence in relation thereto, prescribe penalties for violations, and making an appropriation therefor."

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

SECTION 1. Amend section 14 of chapter 362 of the laws of 1905 by adding thereto a new subdivision as follows:

Refusal to establish joint rate. "C" Whenever the railroads shall refuse or neglect to establish a joint rate or rates

for the transportation of persons or property, the commission may, upon notice to the railroads and after opportunity to be heard as in section 12 of this act provided, fix and establish such joint rate or rates and if the railroads party thereto shall fail to agree upon the apportionment thereof within twenty days after service of such order, the commission may, upon a like hearing, issue a supplemental order declaring the apportionment of such joint rate or rates and the same shall take effect of its own force as part of the original order.

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

Approved December 19, 1905.