

of the secretary of state, the laws of the last session of the legislature.

HARRISON C. HOBART,
Speaker of the Assembly.

J. E. HOLMES,

Lt. Governor and President of the Senate.

Approved, February 21, 1849.

NELSON DEWEY.

Chap 46. An act to authorize H. S. Allen, Stover Rines, Moses Rines, and their associates to construct and maintain a boom, on Chippewa river, in the county of Chippewa.

THE People of the State of Wisconsin represented in Senate and Assembly, do enact as follows:

Authorized to
construct
boom.

SECTION 1. That H. S. Allen, Stover Rines, Moses Rines, their heirs, associates and assigns be, and they are hereby authorized to construct, erect, and maintain a boom in the Chippewa river, in the county of Chippewa, beginning said boom at the head of Chippewa falls, immediately above where Allen's mills (commonly so called) stand; and from thence extend the same up said stream, so far as may be necessary, not exceeding however two miles from the place of beginning, by the meander line of said river. And they may sell or lease the right to use said boom to any person or persons whomsoever, for any term of time whatsoever, within the time limited for the continuing of the privileges hereint and hereby granted either in whole or in part.

Not to ob-
struct, &c.

SEC. 2. The said boom shall be so constructed as not to obstruct the passage of rafts, or any water craft that may pass up or down said river; and the channel of said river shall be in no wise or manner obstructed or encroached upon by said boom.

Right reserv-
ed.

SEC. 3. Any and every person shall have the right and privilege of running and leaving their property within said boom, by paying therefor the boomage provided by this bill. And any person or persons, who shall allow or permit his, her or their lumber, timber, shingles, logs, or other property to float or pass down said river into said boom, shall be liable to pay the same boomage, as though he, she, or they had run and left the same intentionally within said boom.

Lien.

SEC. 4. The owners or maintainers of said boom shall have a lien for his, her, or their boomage respectively, upon all property that shall pass into and lie within said boom, until the same shall be fully paid and discharged, after and according to the rates provided in this bill.

Owners to be
notified.

SEC. 5. In all cases where the owner or owners of any property, so lying within said boom, shall be known to him, her, or those having a lien thereon, as is provided in the fourth section of this bill, or any other portion thereof, such owner or owners, or some of them shall be requested to discharge such lien, by paying the boomage due thereon, by the person or persons entitled to receive the same, or by his, her, or their agent or attorney. And if such boomage

shall remain unpaid for the space of one day after being so due and demanded, then and in every such case, it shall and may be lawful for the person or persons so entitled to demand and receive the said boomage to, and they are hereby authorized to sell such property, or so much thereof as will discharge such property from the lien thereon. Before any such sale shall take place, the person or persons, or some one of them so entitled to sell, shall post up or cause to be posted up three written or printed notices, signed by them or some one of them, in three of the most public places in the vicinity of said boom, that on a certain day, not less than six nor more than thirty days from the time such notices are posted up, and at some place within sight of the property to be sold, the property described in such notices will be sold at public vendue for the purpose of obtaining payment of the boomage due thereon, which notices shall be in the form following, filling the blanks up as therein indicated :

Notice to be given.

Chap 26.

“ NOTICE

“ Is hereby given that [here describe the property to be sold] will be sold on the [here give the day and year] commencing at [here give the hour the sale will commence] in the afternoon of the said day at [here give the place where the sale will take place] (which place is within sight of the above described property) or so much thereof as may be necessary to discharge a lien thereon for boomage, which boomage amounts to the sum of _____ dollars and _____ cents, up to and not including the date of this notice, and which on the day of sale will amount to the sum of _____ dollars and _____ cents.

Form of notice.

“ Dated at Chippewa Falls, this _____ day of _____

“ A. D., 18 _____

“ Signed _____

A. B.”

SEC. 6. The sale herein before provided for shall be made by some disinterested person, and he, and all such persons as he may order shall have the right to separate and remove the property so sold from any other, to which it may be attached, doing thereto no unnecessary damage.

Sale by disinterested person.

SEC. 7. When the owner or owners of any property so found within said boom, shall be unknown to the person or persons having a right to receive boomage by virtue of any interest in said boom, the like sale may be had as herein before provided, when the owners are known ; giving the like notice, without any demand of payment being made of boomage, after the property shall have lain therein for the space of thirty days.

When owner unknown.

SEC. 8. The boomage which the builders or maintainers of said boom, or those claiming under them or any of them, shall be entitled to demand and receive, shall be as follows : for every twenty days or any shorter time any property shall remain within or be protected by said boom, and at the same rate for a longer period of time, viz :

Rate of boomage.

Shingles per thousand, and the same for shingle timber or bolts,	\$00 12½
For building timber, per 100 feet,	25
For every log twelve feet long, and in the same proportion, when longer or shorter,	10
For square ton timber per ton,	15
For round ton timber per ton,	20
Sawed lumber per thousand feet,	20

Amount.

SEC. 9. In all cases where any person or persons shall be obliged to sell any property as provided in this bill, it shall and may be lawful for him, her, or them so selling, to sell for the boomage due thereon, up to the time of making such sale. And such sales may be made from time to time as circumstances may require.

SEC. 10. When words in this bill are used in the singular number they may be construed to be in the plural number; and so *vice versa*, wherever the same becomes necessary for the protection of the rights herein intended to be secured.

SEC. 11. The rights, privileges and immunities granted by this bill shall continue and remain in force for the term of twenty-five years next after the passage thereof, unless sooner altered, modified, or changed by the legislature.

HARRISON C. HOBART,

Speaker of the assembly.

J. E. HOLMES,

Lt. Governor and President of the senate.

Approved, February 21, 1849.

NELSON DEWEY.

Chap 47.

An act to appropriate to R. A. Bird the sum therein named.

THE People of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

R. A. Bird,

SECTION 1. That there be and hereby is appropriated to Rhendine A. Bird, out of any money in the state treasury, the sum of fifteen hundred and forty-eight dollars and 5-100 in full payment for printing the journals of the two houses and the laws of last session of the legislature.

HARRISON C. HOBART,

Speaker of the Assembly.

J. E. HOLMES,

Lt. Governor, and President of the Senate.

Approved, February 22, 1849.

NELSON DEWEY.

Chap 48.

An act to authorize the city of Racine to aid in the construction of a plank road.

THE People of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. The mayor and common council of the city of Ra-