

reformatory and penal institutions, and upon said state board of charities and reform, are hereby conferred, devolved and charged upon the state board of control of the Wisconsin reformatory, charitable and penal institutions, hereby created. The said board shall make to the governor, on or before the first day of December in each year, the report required by subdivision 9 of section 565 of the revised statutes, and by section 20 of chapter 298 of the laws of 1881, being subdivision 20 of section 567a of the annotated statutes.

SECTION 8. Sections 561, 562, 563, 564 as amended by chapter 330, of the laws of 1885, and chapter 403, of the laws of 1887 (except that part allowing a subscription for copies of the proceedings of the national conference of charities and corrections, and the purchase of books, etc.); sections 2, 3, 4, 5 and 6, of chapter 298, of the laws of 1881, chapter 291, of the laws of 1883, except that part requiring quarterly visits to county insane asylums, and all acts and parts of acts inconsistent with this act are hereby repealed. Repeals certain laws.

SECTION 9. There is hereby appropriated out of any money in the general fund not otherwise appropriated, a sufficient sum of money to carry out the purposes specified in this act. Appropriations.

SECTION 10. This act shall take effect and be in force from and after its passage and publication.

Approved April 13, 1891.

No. 32, S.]

[Published April 17, 1891.

CHAPTER 222.

AN ACT to authorize P. Hynes, his associates and assigns, to improve Iron river for log driving purposes, and to charge tolls and boomage thereon.

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

SECTION 1. For the purpose of improving Iron river and its two main tributaries, namely, the

Patrick Hynes,
et al., may
build dams,
etc., in Iron
river.

East Fork and the West Fork thereof, in the county of Bayfield and state of Wisconsin, so as to facilitate and improve the driving of logs, railroad ties, telegraph poles, fence posts and timber, in and down said rivers, from the west line of section six, township forty-eight north, range eight west, on the East Fork, and from the south line of section two, township forty-eight north, range nine west, on the West Fork, to the mouth of the said Iron river, in township fifty north, range nine west, in the county of Bayfield aforesaid, Patrick Hynes, his associates or assigns, are hereby authorized and empowered to improve said Iron river and that portion of its tributaries above described, by building dams, clearing and straightening the channels, closing sloughs and otherwise, so as to improve said river and tributaries for driving and floating all logs, railroad ties, telegraph poles, fence posts and timber that may be put into said river and tributaries for the purpose of being floated down and driven to the mouth of said river. And he or his assigns may also build and maintain a boom or booms on said river and at points on each side thereof within eight hundred feet of its mouth on Lake Superior, for the purpose of stopping, holding, securing and assorting all logs, railroad ties, telegraph poles, fence posts and timber that may come down or be driven into said river.

May charge
toll on logs and
timber hauled.

SECTION 2. Whenever the said Hynes, his associates or assigns, shall have so improved said river and tributaries from the west line of said section six, township forty-eight north, range eight west, and from the south line of section two, township forty-eight north, range nine west, in said county of Bayfield, so as to make the floating and driving of logs, railroad ties, telegraph poles, fence posts and timber down said river and tributaries reasonably certain and practicable, and shall maintain and operate the same so that logs, railroad ties, telegraph poles, fence posts and timber can be so driven with reasonable certainty on such freshets and with such rises of water as are necessary to float and drive logs in connection with such aforesaid improvements the said Hynes, his associates or assigns, in consideration of such improvements and the facilities obtained thereby, shall be authorized to charge and be entitled to collect and

receive of any and all persons owning or controlling logs, railroad ties, telegraph poles, fence posts and timber in said river or tributaries, five cents per thousand feet, board measure, as toll on all logs and timber put into said river at or within one mile below the forks in section fifteen, township forty-nine north, of range nine west, and designed and intended to be driven down said river; fifteen cents per thousand feet, board measure, as toll on all logs and timber, and fifty cents per hundred for railroad ties, telegraph poles and fence posts designed and intended to be driven down said East Fork, from and below the south line of section twenty-four, township forty-nine north, range nine west; twenty-five cents per thousand feet board measure, as toll for all logs and timber, and fifty cents per hundred for railroad ties, telegraph poles and fence posts designed and intended to be driven down said East Fork from and below the south line of section 6, township forty-eight north, range eight west; fifteen cents per thousand feet, board measure, as toll on all logs and timber, and fifty cents per hundred for railroad ties, telegraph poles and fence posts designed and intended to be driven down said West Fork, from and below the south line of section twenty-six, township forty-nine north, range nine west; twenty-five cents per thousand feet, board measure, as toll on all logs and timber, and fifty cents per hundred for railroad ties, telegraph poles and fence posts, designed and intended to be driven down said West Fork, from and below the south line of section two, township forty-eight north, range nine west. The amount of said logs, ties, poles, posts and timber to be determined by and under the direction of the lumber inspector of the district in which said river is situated, or by the mutual agreement of the parties.

SECTION 3. Said Hynes, his associates or assigns, as compensation for booming, stopping, holding, sorting and securing logs, timber, railroad ties, telegraph poles and fence posts, driven or run down said river, shall be authorized to charge and be entitled to collect and receive of any and all persons owning or controlling logs, ties, poles, posts and timber which are so boomed, stopped, held, sorted and secured, twenty-five cents per thousand feet, board measure, for logs

and timber, and fifty cents per hundred for railroad ties, telegraph poles and fence posts, in addition to the sum authorized for tolls and driving on said river.

May drive logs
and charge for
same when
necessary to
open river for
other logs.

SECTION 4. Whenever the said Hynes, his associates or assigns, shall have so improved the said Iron river and its tributaries as aforesaid, as provided in section two of this act, he (or they) shall be authorized to take possession of all logs, railroad ties, telegraph poles, fence posts and timber put into said river to be floated down the same (the owners of which have not made adequate provision for driving the same, or which may be in the way of the main drive in said rivers), and to drive the same down said Iron river and its tributaries heretofore described, to the mouth thereof, and shall have authority to charge and be entitled to collect and receive of the owners of such logs, ties, poles, posts and timber, the sum stated following, to-wit: For logs so driven from points between the south line of section six, township forty-eight north, range eight west, and the south line of section twenty-four, township forty-nine north, range nine west, on the east branch, and from points between the south line of section two, township forty-eight north, range nine west, and the south line of section twenty-six, township forty-nine north, range nine west, on the west branch of said river, the sum of fifty cents per thousand feet, and for ties, telegraph poles and fence posts, one dollar for each hundred thereof; for logs so driven from points between the south line of section twenty-four, and the forks, in section fifteen, township forty-nine north, range nine west, on the east fork of said river, and from points between the south line of section twenty-six and the forks, in section fifteen, township forty-nine north, range nine west, on the west fork of the said river, the sum of twenty-five cents per thousand feet, and for ties, telegraph poles and fence posts, fifty cents for each hundred thereof; the aforesaid charges for driving to include all tolls authorized by this act; the amount of such logs, ties, poles, posts and timber to be determined in the same manner as provided by section 2, of this act.

SECTION 5. For any charges for toll, boorage,

or otherwise, that said Hynes, his associates or assigns, may have on account of said improvements and booms, or for the driving of any logs, ties, poles, posts or timber under this act, the same shall be a lien upon such logs, ties, poles, posts and timber as may be put in said river and tributaries or that may be driven down said river, and unless paid on or before thirty days from the time said logs, ties, poles, posts and timber are driven to the mouth of said river, the said collection of said charges and lien may be enforced by said Hynes, his associates or assigns, in the manner as other liens for services and labor on logs as now provided by law, and for this purpose may hold and detain such logs, ties, poles, posts and timber at any place in Bayfield, Ashland or Douglas counties where such logs or any part thereof may be, until such toll and charges are paid, and may file such lien within ninety days after such charges shall have accrued.

May have lien for driving charges.

SECTION 6. The said Hynes, his associates or assigns, shall receive and take possession of all logs, railroad ties, telegraph poles, fence posts and timber placed in said river and its said tributaries, as aforesaid, for the purpose of being driven therein, as aforesaid, whenever the owner shall neglect or refuse to drive the same, and shall drive all such logs, railroad ties, telegraph poles, fence posts and timber down said river and its said tributaries, as aforesaid, and deliver the same at the assorting booms at the mouth of said river with all convenient speed and dispatch, in consideration of the charges aforesaid, and without further or additional compensation; and in case he or they shall refuse, neglect or fail so to do, he or they shall be liable to the owners of the logs, railroad ties, telegraph poles, fence posts and timber as to which there shall be such refusal, neglect or failure, for all damages occasioned thereby.

May drive logs when owner refuses or neglects to.

SECTION 7. The legislature reserves the right to alter, amend or repeal this act whenever in its judgment the public interest shall so require.

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

Approved April 13, 1891.