

ordinary commercial barrel, estimated as capable of containing about fifty gallons.

Repeal.

SECTION 2. All acts or parts of acts inconsistent herewith so far as they contravene the provisions of this act, are hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.
Approved April 16, 1889.

[No. 324, A.]

[Published April 24, 1889.]

CHAPTER 441.

AN ACT to amend section 1738, of the revised statutes, and repealing chapter 267, of the laws of 1883, relating to log marks.

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

Repeal of ch. 267, laws of 1883.

SECTION 1. Every person, copartnership or corporation who shall put any logs, timber or other floatables into the Wisconsin river, or any stream of water flowing into or tributary to said river for the purpose of rafting or floating the same to any other place, shall have some mark or marks previously selected and recorded in the manner hereinafter specified, impressed in a conspicuous place or places upon the end and surface of each of said logs or sticks of timber and floatables so put into any of the aforesaid waters.

Mark on logs—to be recorded and impressed on.

Diagram to be recorded in office of lumber inspector.

SECTION 2. Before any such mark or marks shall be used it shall be the duty of every such person, co-partnership or corporation intending to use the same to cause a diagram and a full and complete written description thereof, signed by such person, copartnership or corporation, to be recorded in the office of the lumber inspector of any lumber district through which said river, or any of its tributaries, streams or waters, and shall also give notice thereof in writing to each log running or booming company doing business (on) said river or any of its tributaries. The mark or marks of

which the diagram and description are to be recorded as aforesaid, must be different from any mark previously recorded in said office and used in the same district by any other person, firm or corporation. No person shall use any mark on any such logs, timber or other floatables until he shall have caused a diagram and description thereof to be recorded as aforesaid; and no person shall use any mark previously recorded and used by another in the same district unless authorized so to do by an instrument in writing, executed and acknowledged by the owner of such mark and recorded in the office or offices where said mark is recorded, and no person shall mark any prize log; and for each and every violation of either of said provisions of this section the offender shall forfeit ten dollars, one-half for the use of the person prosecuting therefor.

No two marks alike.

Not to be used until recorded nor one of any mark previously recorded, unless authorized.

Penalty.

SECTION 3. It shall be the duty of every such lumber inspector to record in a book kept by him for that purpose, all marks and descriptions and all assignments and transfers thereof furnished to him for that purpose, and which marks and descriptions are different from any other mark or description there recorded; which book shall be at all times open for inspection of all persons, but no mark or description that in any way conflicts with any mark or description before recorded in the office of such inspector, shall be recorded by him, and each lumber inspector shall be entitled to receive for his fees for each mark and description and each assignment or transfer thereof, so recorded, fifty cents, to be paid in advance by the party having the same recorded.

Lumber inspector to record marks, etc., in a book, same to be kept open for inspection.

Fees.

SECTION 4. Any logs, timber or other floatables having any such recorded mark or marks impressed thereon, shall be presumed to belong to the party or parties in whose name said mark or marks shall have been recorded.

Presumption of ownership.

SECTION 5. If any person shall falsely make, forge or counterfeit any such mark and use the same in marking logs or timber, knowing the same to be the mark of another person, firm or corporation, and with intent to defraud, he shall be deemed guilty of felony and shall be punished by imprisonment in the state prison not to exceed five years, or by fine of not less than five hundred dollars, or more than two thousand dollars.

Penalty for falsely making or counterfeiting and using.

Marks recorded
in certain, to
be re-recorded.

SECTION 6. All log marks recorded in the offices of the lumber inspectors of the first, tenth and fourteenth districts, or in either of them prior to January 1, 1880, shall be re-recorded, by the parties claiming the same within six months after the passage of this act. All such marks not so re-recorded shall be deemed to have been abandoned by the owners and any other person thereupon, may record and use any of such marks the same as if said marks had not been previously recorded and the lumber inspectors of each of said districts shall be entitled to receive for the recording of each such mark the sum of twenty-five cents.

Sec. 1738, R. S.,
repealed.

SECTION 7. Section 1738, of the revised statutes, and all other acts and parts of acts, so far only as the same conflict or are 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 April 16, 1889.

[No. 513, A.]

[Published April 23, 1889.]

CHAPTER 442.

AN ACT to provide for appointment of inspectors and clerks of election in cities of one hundred and fifty thousand inhabitants or more.

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

Appointment
of inspectors
and clerks of
election in
cities of 50,000
or more.

SECTION 1. In every city in the state of Wisconsin, having a population of fifty thousand inhabitants or more, according to the last general United States census, the mayor shall on or before the first Monday in August of each year request the ward committee, if there be one, if not, the city or county committee of each political party that cast an aggregate of five thousand votes in such city at the last preceding general election, to nominate one or more suitable persons for inspectors and clerks of each election