

sheer or trip booms to be built at the cost and expense of said company, unless agreed between the said company and the owner or owners thereof; *Provided, however,* That nothing in this act shall be so construed as to interfere with any person or persons wishing to occupy any slough for the purpose of securing the logs belonging to said person or persons.

SEC. 24. This act shall take effect and be in force from and after its passage, and may be altered, amended or repealed at any time after a period of ten years. Act takes effect.

J. S. NORRIS,
Speaker of the House of Representatives.
WM. P. MURRAY,
President of Council.

APPROVED—March second, eighteen hundred and fifty-five.

W. A. GORMAN.

I certify the foregoing to be a correct copy of the original bill on file in this office.

J. TRAVIS ROSSER,
Secretary of the Territory of Minnesota.

CHAPTER XII.

An Act for the benefit of Common Schools of the Territory of Minnesota and for other purposes.

- SECTION 1. It shall be unlawful to remove logs or timber from booms.
 2. Of the liability of removing logs or timber before being delivered.
 3. To what booms this act shall apply.
 4. When this act shall take effect.

Be it enacted by the Legislative Assembly of the Territory of Minnesota:

SECTION 1. It shall be unlawful for any person or persons, to remove, take, haul, or drive away, or cause to be taken, hauled or driven away from within the limits of any boom or booms of any incorporate boom company within the Territory, any log, or logs, or hewn timber which shall come, or may be within the limits of such boom or booms, before the said logs or hewn timber, shall be delivered by said boom company.

Unlawful to remove logs or timber from booms.

SEC. 2. If any person or persons, shall at any time before the same have been delivered by said boom company, as aforesaid remove, take, haul or drive away, or cause to be removed, taken, hauled or driven away, from within the limits of any such boom or booms, within this Territory, any log or logs, or hewn timber, which shall have come or may be within the limits of such boom or booms, such person or persons shall be liable

Liability of removing logs or timber before being delivered.

to pay to such company, to be recovered in an action at law, the value of such log or logs, or hewn timber, together with all charges that may have accrued to such company, on such log or logs, or hewn timber, and shall also be subject to a penalty of five dollars for each and every log or piece of hewn timber so removed, taken, hauled or driven away, or caused to be removed, taken, hauled or driven away as aforesaid, which penalty shall be so recovered according to the laws of this Territory, in an action at law to be brought in the name of the Territory of Minnesota, in any court of justice of the peace, or any court of record of said Territory by any boom company, or person or persons who may desire to institute the same, and said penalty when so recovered, shall be paid to the county treasurer of the county, in which the boom from within the limits of which such log or logs, or hewn timber shall have been removed, taken, hauled or driven away, shall be situated, and be appropriated to the support of the common schools of such county: *Provided*, That if such boom or booms, or any part thereof shall be situated in more than one county, within this Territory, the said penalty when recovered as aforesaid, shall be equally divided between such counties, and the respective portion thereof to which each county shall be entitled, shall be paid to the treasurer thereof and appropriated as aforesaid.

Act shall apply.

SEC. 3. This act shall only apply to booms on the St. Croix river.

Act take effect.

SEC. 4. This act shall take effect and be in force, from and after its passage.

J. S. NORRIS,

Speaker of the House of Representatives.

WM. P. MURRAY,

President of the Council.

APPROVED—March second, eighteen hundred and fifty-five.

W. A. GORMAN.

I hereby certify the foregoing to be a correct copy of the original act on file in this office.

J. TRAVIS ROSSER,

Secretary of Minnesota Territory.