

[No. 105, S.]

[Published April 7, 1882]

CHAPTER 184.

AN ACT to authorize John E. Glover, Isaac H. Wing and Wm. H. Phipps, their heirs or assigns, to erect, maintain and keep up a dam across the Totogaticanse river, in Bayfield county, Wisconsin.

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

SECTION 1. John E. Glover, Isaac H. Wing and Wm. H. Phipps, their heirs or assigns, are hereby authorized to erect, maintain and keep up a dam across the Totogaticanse river, on section six (6), in township forty-three (43) north, of range nine (9) west, in Bayfield county, Wisconsin: provided, that such dam shall not raise the water to exceed twelve (12) feet: provided, further, and the right to maintain said dam, if now erected, or to erect and maintain the same, is upon the express condition that the parties hereinbefore named, their heirs or assigns, now own or shall acquire, by purchase or lease, the land upon which said dam is, or is to be erected and maintained. May maintain a dam.

SECTION 2. The aforesaid Glover, Wing and Phipps, their heirs or assigns, shall build suitable slides in said dam for running logs, timber and lumber over the same, and shall keep the same in repair. The same shall be kept open at all times when the river is at a driving stage, and there are logs, timber and lumber to run over said dam, and when it is not necessary to hold the water back for the purpose of driving or flooding logs, timber or lumber below the said dam, for which purpose flood gates shall be kept in repair, and built in such manner as to be shut or open, as the case may require, to flood the said logs, timber or lumber. Slides in dam.

SECTION 3. The aforesaid persons, their heirs or assigns, shall enjoy the privileges granted in this act for the period of fifteen (15) years. Term.

SECTION 4. When the aforesaid persons, their heirs or assigns, shall have completed said dam as aforesaid, they are hereby authorized and empowered to demand receive and collect from the owner of all logs, timber or lumber passed over such slides, or driven by the aid of said dam, as a compensation for keeping up and maintaining such dam, the sum of six (6) cents per thousand feet, board measure, the amount to be ascertained by scale upon the landing in the woods, if there be one; if not, in any other practicable way; and the aforesaid persons, their heirs or assigns, shall have a Fee.

lien upon all logs, timber and lumber run over said dam or driven by aid thereof, until the charges aforesaid shall be fully paid, which lien may be enforced in the same manner as the lien of laborers on logs, except as to the time for filing the petition for said lien, which may, under the provisions of this act, be filed at any time within six months after the last of the logs of any mark shall have passed over said slides or been driven by the aid of said dam; provided, that said Glover, Wing and Phipps shall at all times comply with the provisions of section 2 of this act and section 3377 of the revised statutes of 1878.

SECTION 5. The control of said dam, the slides and gates, shall belong to the said Glover, Wing and Phipps, their heirs or assigns, and be under their exclusive control, subject always to the provisions of section 2 of this act.

SECTION 6. This act shall take effect from and after its passage.

NOTE BY THE SECRETARY OF STATE:—The foregoing act having been presented to the governor for his approval, and not having been returned by him to the house of the legislature in which it originated, within the time prescribed by the constitution of the state, has become a law without his approval.

March 23, 1882.

ERNST G. TIMME,
Secretary of State.

[No. 101, S.]

[Published April 7, 1882.]

CHAPTER 185.

AN ACT to authorize John E. Glover, Isaac H. Wing and Wm. H. Phipps, their heirs or assigns, to erect, maintain and keep up a dam across the Totogaticanse river, in Douglas county, Wisconsin.

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

May maintain a dam.

SECTION 1. John E. Glover, Isaac H. Wing, and Wm. H. Phipps, their heirs or assigns, are hereby authorized to erect, maintain and keep up a dam across the Totogaticanse river on section eleven (11) in township forty-three (43) north, of range ten (10) west, in Douglas county, Wisconsin; provided that such dam shall not raise the water to exceed twelve (12) feet; provided further, and the right to maintain said dam, or to erect and maintain the same is upon the express condition that the parties hereinabove named, their