

[No. 610, A.]

[Published April 20, 1887.]

CHAPTER 527.

AN ACT to legalize the action of the board of supervisors of Forest county creating the town of Gagen.

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

Legalizing action of board of supervisors of Forest county—creating town of Gagen.

SECTION 1. Whereas, the board of supervisors of Forest county have heretofore created the town of Gagen, in said county, the action of said board of supervisors is hereby legalized in all things respecting the creation of said town of Gagen.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

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.

ERNST G. TIMME,
Secretary of State.

April 15, 1887.

[No. 892, A.]

[Published April 27, 1887.]

CHAPTER 528.

AN ACT to provide for the opening or enlargement of Beaver Dam or Crawfish River, in Dodge county.

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

Providing for opening or enlargement of Beaver Dam or Crawfish River, Dodge county—application how made.

SECTION 1. Whenever six or more freeholders in each of the towns of Shields, Lowell and Portland, in Dodge county, one or more of whom shall be the owner or owners of lands adjacent to the Beaver Dam or Crawfish River, shall make an application in writing to the town boards of said

townships for the opening or enlargement of the Beaver Dam River, to-wit: The east branch of said river, into the old stream, or as near as possible, and of the Crawfish River, by dredge or any other work, for the purpose of draining the land or marsh adjacent to said river, which land or marsh is known as Mud Lake; which application shall describe as near as may be, without preliminary survey, in general terms the nature of the improvements desired to be made, the lands to be benefited thereby, describing the same by government subdivisions or other intelligible description, the benefit to public or private property, which it is believed will result from such opening or enlargement, the names of the owner or owners of each tract, as far as can be ascertained, and that in the belief of the petitioners, the costs and expenses will be less than the benefits which will result to the owners of the lands likely to be benefited thereby, the supervisors of said township or townships shall give notice of the time and place of hearing such petition. Such notice, specifying as near as practicable, the route of the proposed drain or enlargement of said river or rivers, shall by said supervisors be given to all parties interested, by publication of the same in one or more weekly newspapers published in Dodge county, for four successive weeks, and by posting in five public places in each township, at least ten days before such time.

SECTION 2. The supervisors shall meet at the time and place fixed in such notice and proceed to examine the location where it is proposed to construct such drain or enlargement of water-courses; and they shall hear any reasons offered by the parties interested for or against such construction; and they may in their discretion adjourn such meeting from time to time, as shall be convenient, not to exceed in all twenty days, giving public notice of each adjournment at the time of making the same.

Duty of supervisors.

SECTION 3. It shall be the duty of the supervisors, after they have decided to construct such drainage or enlarge said river or rivers, to proceed with the work which shall be performed according to the laws of the state of Wisconsin, govern-

Supervisors to construct such drainage, etc.

ing the construction of town drains, except as provided in this act.

May levy tax.

SECTION 4. The supervisors shall have power to levy a tax upon all lands owned by private parties, benefited by such drainage or enlargement; such tax to be levied from time to time, as necessary, shall be for the payment of the construction of such drainage or enlargement, and for the payment of all other costs, damages or expenses occasioned thereby, including the fees of the supervisors; said tax not to exceed in all one dollar per acre.

Swamp and school lands to be disposed of, and proceeds donated to drainage.

SECTION 5. All the swamp and school lands situate in said towns owned by the state (excepting any which might be held by parties on contract) are hereby donated to the aforesaid towns to be disposed of by the town boards of each town, and the money received therefor applied solely to the drainage of the same or the opening or enlargement of said river or rivers.

Treasurer of town to collect tax.

SECTION 6. The town treasurer of each township shall be authorized to collect the taxes mentioned in section 4, with the state and county taxes, and he shall pay out such money as soon as shall be necessary, on order of supervisors, for the construction of such drainage or enlargement; also all the moneys received from the sale of the swamp lands herein donated.

Treasurer to give additional bonds.

SECTION 7. The town treasurer shall, before collecting such tax, give an additional bond, with good and sufficient sureties, to be approved by the supervisors of such town, for twice the amount of the tax so to be collected and the money received from sales of lands; and he shall receive one per cent. for the collection of such money.

SECTION 8. This act shall take effect and be in force 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.

ERNST G. TIMME,
Secretary of State.

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