

SECTION 4. This act shall take effect and be in force from and after its passage and publication. Approved April 24, 1891.

No. 148, A.]

[Published May 9, 1891.]

CHAPTER 451.

AN ACT to provide for fishways in dams on the Trempealeau river, in Jackson and Trempealeau counties.

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

Owners of dams to build fishways under supervision of fish commissioners.

SECTION 1. It shall be the duty of all persons owning, occupying or having charge of any dam, now erected, or hereafter to be erected on and across the Trempealeau river, in Jackson and Trempealeau counties, Wisconsin, to construct in or upon such dam a good and sufficient fishway, under the supervision of such person or persons as may be appointed by the fish commissioners of the state, said fishway to be made of two inch plank four feet wide, one plank on sides and cleats inside to form brakes; said fishway to extend down from the top of the dam to the bed of the river, at an angle of twenty-five degrees and to be securely fastened on wood supports. And it shall be the duty of all such persons owning or occupying or having charge of any dams aforesaid, to keep such fishways in good repair, and open for the free passage of fish up and down the said river from the first day of March until the fifteenth day of May, in each and every year, after such fishways are built. The said fishways shall be constructed as aforesaid, within six months after said owner or occupant, or person or persons, having charge of such dam shall have been notified in writing, by the board of fish commissioners of the state, that there is no obstruction in the Trempealeau river to prevent fish from running up and down the same; provided, that no person or persons shall be required to build or construct

any fishway under the provision of this act, the necessary and original cost of which shall exceed one hundred and fifty dollars.

SECTION 2. Any person or persons owning or occupying or having charge of any dam upon and across the Trempealeau river within the said counties of Jackson and Trempealeau, who shall refuse or neglect to construct or keep in repair, or to keep open a fishway in accordance with the provisions of section 1 of this act, shall be liable to a fine of twenty dollars and costs of suit, but no action at law shall be brought against the owner or owners of any dam in said counties, except upon the complaint and under the direction of the fish commissioners of this state.

Penalty for failure to build fishways.

SECTION 3. All acts and parts of acts inconsistent or conflicting with this act are hereby repealed.

SECTION 4. This act shall take effect and be in force from and after its passage and publication.

Approved April 24, 1891.

No. 266, A.]

[Published May 11, 1891.

CHAPTER 452.

AN ACT to amend section 458, revised statutes, concerning the compensation of the members of the board of examiners of applicants for state certificates.

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

SECTION 1. Section 458, of the revised statutes, is hereby amended by striking out the word "three," where it occurs in the second line thereof and inserting in its place the word "five," so that said section when so amended will read as follows: There shall be paid out of the state treasury to each examiner appointed as aforesaid, five dollars per day for all time actually and necessarily spent in going to, holding and returning from any such examination, and all his actual and

Amends sec. 458, R. S. 1878.

Pay of examiners.