

No. 551, A.]

[Published March 22, 1895.

CHAPTER 59.

AN ACT authorizing Ole Johnson and others to erect and maintain a dam across Hay river, in Barron county, Wisconsin.

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

SECTION 1. Ole Johnson, his associates, heirs and assigns, are hereby authorized to erect and maintain a dam across Hay river, in Barron county, on land now owned or which shall hereafter be acquired by purchase or lease by said Ole Johnson, his associates, heirs and assigns, on the north half of the northeast quarter of section twenty, in township thirty-three north, of range thirteen west; said dam to be constructed for hydraulic, manufacturing and boomage purposes, and the said Ole Johnson, his associates, heirs and assigns, are authorized to erect and maintain mills, machinery and necessary appendages to enable them to use the water of said river for the aforesaid purposes; provided, that said dam shall not raise the water to exceed eight feet above the natural channel.

Authorized to construct a dam.

SECTION 2. The said Ole Johnson, his associates, heirs and assigns, shall build a suitable slide in said dam for running logs and timber over the same, and shall keep the same in repair. Said slide shall be kept open at all times when the said river is at driving stage, and there are logs and timber to run over the said dam. The said Ole Johnson, his associates, heirs and assigns, may erect and maintain booms for the sorting of logs passing into the mill pond hereby authorized to be created; provided, that said booms shall be constructed so as to allow free passage of logs or timber;

Shall build suitable slides and may charge toll.

and that the said Ole Johnson, his associates, heirs and assigns, shall put through the said dam all logs and timber owned or controlled by any other person or corporation free of cost without hindrance or delay, and shall maintain a sufficient head of water for that purpose.

Control of dam

SECTION 3. The control of said dam and slides shall belong to the said Ole Johnson, his associates, heirs and assigns, but subject always to the provisions of section 2, of this act.

Flowage rights.

SECTION 4. The dam so erected shall be subject to all provisions of chapter 146, of the revised statutes of 1878, and acts amendatory may be applied; provided, however, that the said Ole Johnson, his associates, heirs and assigns, for the purpose of ascertaining the compensation to be made for overflowing or otherwise injuring the lands of others, may within six months from and after the passage and publication of this act, proceed according to the provisions of chapter 318, of the laws of 1882, and acts amendatory thereof.

Legislature reserves rights.

SECTION 5. The legislature hereby reserves the right to alter, amend and repeal the franchises granted in this act whenever in the judgment of the legislature it is necessary or proper to do so.

SECTION 6. This act shall take effect and be in force from and after its passage and publication.

Approved March 21, 1895.