

No. 128, A.]

[Published April 21, 1899.]

## CHAPTER 207.

AN ACT to provide fishways in dams and other obstructions on the Big Eau Pleine river and on the Little Eau Pleine river in the county of Marathon.

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

Owners of lands, etc., to provide fishways.

SECTION 1. It shall be the duty of all persons owning, managing, occupying or having in charge any dam, boom, pier or other obstruction of any kind whatsoever in, on or across the streams in Marathon county, Wisconsin known as the Big Eau Pleine river, and the Little Eau Pleine river, to construct and maintain in or upon such dam, boom, pier or other obstruction, a good and sufficient fishway which will permit the certain and easy passage of fish up and down said rivers, and upon plans which shall be approved by the board of fish commissioners of the state of Wisconsin; and it shall be the duty of all such persons owning, managing, occupying or having in charge any such dam, boom, pier or other obstruction in or on said rivers, as aforesaid, to keep such fishways in good repair and open for the easy and free passage of fish up and down said rivers, from the first day of April until the first day of June next ensuing, in each year and every year.

When to be kept open.

Fish commission to provide plan for fishway upon application. Commission to inspect dams, etc.

SECTION 2. It shall be the duty of the state board of commissioners of fisheries to furnish any persons applying for the same, a plan for a fishway in any dam, boom, pier, or other obstruction being now in or across said rivers or which may hereafter be constructed therein, and said board shall, between the tenth day of April and

the first day of June next ensuing in each year, cause all such dams, booms, piers or other obstructions to be examined and cause complaint in the proper court to be made against any person or persons violating the provisions of this act.

SECTION 3. Any person or persons who shall neglect or refuse to construct or keep in repair or keep open a fishway as required by the provisions of this act, shall upon conviction thereof, be fined not less than twenty-five dollars nor more than one hundred dollars and cost of suit for each and every such offense; one-half of the fine shall be paid to the complaining witness.

Penalty for failure to maintain fishways.

SECTION 4. The right of the legislature to repeal or amend this act is hereby reserved.

SECTION 5. All acts or parts of acts, in conflict or inconsistent with the provisions of this act, be and the same are hereby repealed.

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

Approved April 19, 1899.

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No. 136, A.]

[Published April 21, 1899.

## CHAPTER 208.

AN ACT to appropriate a sum of money to the Wisconsin State Horticultural Society.

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

SECTION 1. There is hereby appropriated the sum of three hundred dollars out of the general fund, to the Wisconsin State Horticultural society, to reimburse it for expenses incurred in

Appropriation of \$300.