

cases where lands shall be condemned without a petition under section twenty-six of chapter six of chapter one hundred and eighty-four of the laws of 1874, as amended by section twenty-eight of chapter one hundred and forty-four of the laws of 1875, the city attorney shall prepare a list of the owners of property to be taken, so far as the same are known, and shall certify the same to be correct, to the best of his knowledge; and notice of the calling of the jury and of the meeting of the jury shall be given, as in the case of condemnation proceedings upon petition: *provided, further*, that no order shall be made in any case for the condemnation of land in said city, without the consent of at least two of the aldermen of the ward in which the land proposed to be taken shall be situated.

Consent of aldermen necessary in condemning land.

SECTION 5. This act shall take effect and be in force from and after its passage and publication.

Approved March 4, 1879.

[No. 281, A.]

[Published March 11, 1879.]

CHAPTER 228.

AN ACT to provide for the preservation of fish in the waters of Calumet county.

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

Catching of except with fish hook and line, prohibited.

SECTION 1. Hereafter it shall be unlawful for any person or persons to take, catch, kill, or in any way or manner, destroy any kind of fish in any of the rivers, ponds or waters of Calumet county, in any other way or manner than with hook and line.

Penalty for violation.

SECTION 2. Any person or persons violating the provisions of this act, or any of them, shall, upon conviction thereof, be subject to a fine of not less than five dollars, nor more than twenty-five dollars, together with the costs of prosecution, for each and every such violation, and shall be committed to the county jail until such fine and costs are paid, or the offender or offenders are discharged by law.

Jurisdiction of courts.

SECTION 3. Justices of the peace shall have jurisdiction to hear, try and determine all cases and actions arising under the provisions of this act, and upon the collection of any fine imposed by virtue of this act, one-half of the amount of such fine shall be paid to the com-

plainant in the case and the remainder shall be paid into the county treasury to be disposed of according to law.

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

Approved March 4, 1879.

[No. 302, A.]

[Published March 12, 1879.]

CHAPTER 229.

AN ACT to provide for the improvement of Mondeau creek for log driving purposes.

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

SECTION 1. For the purpose of improving that ^{Location of dam.} branch of Jump river known as Mondeau creek, in Taylor county, and lying between the west line of section seventeen, in township thirty-two north, range one east, and the south line of section thirteen, in township thirty-three north of range one west, so as to facilitate the driving and floating of logs and timber down said stream, within the limits herein described, it is hereby provided and enacted that Jerome B. Garland, of Dunn ^{Name of proprietor.} county, Wisconsin, his associates and assigns, are hereby authorized to erect side, rolling and flooding dams, and to clear and straighten the channels in and upon said portion of said creek, and to maintain and operate the same, together with such works as may be necessary for the purposes herein named. In consideration for the improvements hereby authorized, and when the same shall be so constructed, including such works as have already been constructed by the said Garland, as to provide substantial and beneficial conveniences and facilities for readily and rapidly driving logs and timber out of said creek over the portion of the same within the limits hereinbefore described, with reasonable certainty, having reasonable regard for the character of the creek and the stage of water therein at the proper seasons, and ^{Tolls.} so long as the same shall be maintained as to accomplish such results, the said Jerome B. Garland, his associates and assigns, shall be entitled to charge and collect and receive the following tolls, to wit: For and upon all logs and timber put in said creek south of the north line of township thirty-two north of range one east, five cents per one thousand feet, board measure; and for and upon all logs put in said creek.