

[No. 160. S.]

[Published March 4, 1880.]

## CHAPTER 77.

AN ACT to authorize A. E. Sawyer, David Austin and Richard Dewhurst to build and maintain a dam across Black river.

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

Location of dam.

SECTION 1. A. E. Sawyer, David Austin and Richard Dewhurst, their associates and assigns, are hereby authorized to build and to maintain a dam already built across Black river, on section number thirty, in township number thirty-one, range one, west of the fourth principal meridian, so as to regulate the flow of water therein, and furnish sufficient water by floods from said dam above and below, to the back water from a dam in town twenty-seven, range two west, known as the Hemlock dam.

Flood gates.

SECTION 2. Said dam shall contain suitable flood gates, and the said A. E. Sawyer, David Austin and Richard Dewhurst, their associates and assigns, shall at all times operate said dam and works for the purpose of facilitating the driving of logs from above and below said dam to the flowage of Hemlock dam, and of holding logs above said dam when necessary.

Authority for charging toll.

SECTION 3. When the said A. E. Sawyer, David Austin and Richard Dewhurst, their associates and assigns, shall have constructed said dam so as to render driving of logs and timber from said dam into the flowage of said Hemlock dam reasonably certain and practicable, with the aid of natural floods, and so long as they shall keep, maintain and operate the same so as to accomplish the results hereinbefore mentioned, the said A. E. Sawyer, David Austin and Richard Dewhurst, their associates and assigns, for and in consideration of such improvement, shall be entitled to charge and collect of all persons owning or controlling logs or timber put into said Black river or any of its tributaries above or below said dam, as follows: For all logs put in above said dam, the sum of ten cents per thousand feet; for all logs put in below said dam and above the north line of township twenty-eight, the sum of eight cents; for all logs put in below the north line of township twenty-eight, and above the flowage of Hemlock dam, the sum of five cents.

Of tolls.

Pen for unpaid tolls.

SECTION 4. For all charges or tolls herein provided which shall remain due and unpaid, the said A. E. Sawyer, David Austin and Richard Dewhurst, their

associates and assigns, shall have a lien, which lien may be enforced the same as liens for labor may be enforced under the general statutes.

SECTION 5. The amount of said logs shall be ascertained by the surveyor of logs and lumber of the district in which said improvements are situated, in the event that the parties interested shall fail to agree. How amount of logs to be ascertained.

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

Approved March 1, 1880.

[No. 188, S.]

[Published March 3, 1880.]

### CHAPTER 78.

AN ACT authorizing the Chicago, St. Paul and Minneapolis Railway Company to abandon, under certain conditions, that portion of its railway lying between North Wisconsin junction and the St. Croix Lake.

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

SECTION 1. The Chicago, St. Paul and Minneapolis railway company is hereby authorized and empowered to abandon that portion of its railway lying between North Wisconsin junction and the St. Croix lake, and to take up and remove the track or any part thereof therefrom, upon acquiring a permanent right to occupy and use between said points for all the purposes of its business, a railway owned or controlled by any other railway company, constructed upon a more direct route. Abandonment of track authorized.

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

Approved March 1, 1880.

[No. 78, S.]

[Published March 4, 1880.]

### CHAPTER 79.

AN ACT to create the Kewaunee harbor commission and define its duties.

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

SECTION 1. Joseph Duval, John Carell, Conrad Meyer, Laurentz Lutz and William Rogers of the county of Kewaunee, state of Wisconsin, are hereby created the Kewaunee harbor commission. Names of commissioners.

SECTION 2. Said commissioners shall hold their Term of office