

[No. 140, A.]

[Published March 30, 1881.]

CHAPTER 193.

AN ACT to amend section one thousand eight hundred and ten, chapter eighty-seven, of the revised statutes of 1878, entitled, "of railroads."

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

SECTION 1. Section one thousand eight hundred and ten, of chapter eighty-seven, of the revised statutes of 1878, is hereby amended so as to read as follows: Every railroad corporation operating any railroad, shall erect and maintain on both sides of any portion of its road (depot grounds excepted), good and sufficient fences of the height of four and a half feet, with openings, or gates or bars therein, and suitable and convenient farm crossings of the road for the use of the occupants of the lands adjoining, and shall construct and maintain cattle guards at all highway crossings, and connect their fences therewith, to prevent cattle and other domestic animals from going on such railroad. All roads hereafter built shall be so fenced, and such cattle guards be made, within three months from the time of commencing to operate the same, so far as operated. Until such fences and cattle guards shall be duly made, every railroad corporation owning or operating any such road shall be liable for all damages done to cattle, horses, or other domestic animals, or persons thereon occasioned in any manner, in whole or in part, by the want of such fences or cattle guards; but after such fences and cattle guards shall have been in good faith constructed, such liability shall not extend to damages occasioned in part by contributory negligence, nor to defects existing without negligence on the part of the corporation or its agents. A barbed wire fence consisting of not less than five barbed wires, with at least forty barbs to the rod, firmly fastened to posts, well set, not more than sixteen and one-half feet apart, with one good stay between, the top wire not less than forty-eight inches high, and the bottom wire not more than eight inches from the ground; and the spaces between the bottom and second, and second and third wires from the ground, not more than eight inches each, shall be deemed a good and sufficient fence; and no fence shall be required in places where the proximity of ponds, lakes, water courses, ditches, hills, embankments, or other sufficient protection, ren-

Fences.

Barbed wire
fence.

ders a fence unnecessary to protect cattle or other domestic animals from straying upon the right of way or track, provided that nothing herein shall affect or render unlawful any fence now built by any railroad company.

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

Approved March 24, 1881.

[No. 127, A.]

[Published March 30, 1881.]

CHAPTER 194.

AN ACT to authorize the city of Chippewa Falls to issue bonds for the purpose of paying its indebtedness.

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

May issue
bonds.

SECTION 1. The common council of the city of Chippewa Falls, in the state of Wisconsin, is hereby authorized and empowered to issue bonds of said city, sufficient to pay and take up all the judgment and bonded debt of said city and for no other purpose.

Denomination
of bonds.

SECTION 2. Said bonds shall be issued in denominations of one hundred dollars, or some multiple thereof not exceeding one thousand dollars, and numbered in regular order, and all shall be made payable on the first day of May, in each year that any bond matures in; and said bonds shall be made payable at the pleasure of the common council of said city, in five years from the first day of May succeeding the date of their issue; and said bonds shall be payable absolutely in twenty years from the first day of May succeeding the date of their issue. They shall bear interest at the rate of not exceeding six per cent. per annum, payable semi-annually at the office of the city treasurer of said city, and the bonds shall be made payable to the purchaser by name, or bearer, at some bank in the city of New York, in the state of New York, and none of said bonds shall be sold for less than par value.

Interest.

Evidence of
indebtedness.

SECTION 3. Said bonds shall be signed by the mayor of Chippewa Falls, and countersigned by the city clerk of said city under the corporate seal thereof, and shall be in the hands of any bona fide holder of the same, full and complete evidence to establish the indebtedness of said city, according to the tenor and effect of said bonds; and no bonds shall be issued except by order of a majority of the common council of said city entered upon the record of its proceedings,