

[No. 38, 8.]

[Published April 12, 1882.]

CHAPTER 276.

AN ACT to authorize Henry M. Fuller, John H. Knight, William F. Vilas, John A. Humbird and William H. Phipps, their assigns and legal representatives, to construct and maintain a canal therein mentioned and to construct and maintain booms and other works in Bad river and the Kakagan and the Chequamegon Bay, in Ashland county, and to use or acquire certain lands in the state of Wisconsin necessary therefor.

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

canal.

SECTION 1. Henry M. Fuller, John H. Knight, William F. Vilas, John A. Humbird and William H. Phipps, their assigns and legal representatives, are hereby authorized and empowered to cut, maintain and operate a canal at such place as they shall deem necessary or convenient in township forty-eight north, of range three west, in Ashland county, to connect Bad river and White river, or either thereof, with the said Kakagan, of sufficient width and depth to run or float logs, timber and lumber from said rivers into said Kakagan, and to erect, construct, maintain and operate such boom or booms in said Bad river, in township forty-eight north, of ranges two and three west, in said county, and in the Kakagan, a slough or arm of the Chequamegon bay, in said township forty-eight north, of range three west, and in said Chequamegon bay, in said township, at such point or points, place or places as they shall deem necessary or convenient for the purpose of holding, storing, sorting, handling, rafting and delivering any and all logs, timber and lumber of every kind whatsoever that shall be run, driven or floated down said Bad river and White river and their tributaries, or either of said streams, and all logs, timber or lumber of any kind or character which shall in any manner come down said streams, or either of them.

Shall not obstruct river.

Provided, that said boom or booms shall not unreasonably impede or obstruct navigation in said Bad river. And said Henry M. Fuller, John H. Knight, William F. Vilas, John A. Humbird and William H. Phipps, their assigns and legal representatives, are hereby granted the right to use any and all of the lands necessary or convenient for the purposes aforesaid belonging to the state of Wisconsin, in said townships, or in which said state has any right, title or interest, to the extent of such right, title or interest, or they shall have the right to acquire the right, title and interest of the

said state in and to any lands bordering on said streams or on said bay in said townships, which may be necessary or convenient for the purposes aforesaid, by paying to the state treasurer for said lands, or for the right, title and interest which the state has in and to the same, at the rate of one dollar and twenty-five cents per acre therefor, and upon the said persons, their assigns and legal representatives, applying for any of said lands in the manner required by law for the purchase of offered swamp and overflowed lands, and paying to the state treasurer the price aforesaid, the commissioners of public lands shall convey to the persons aforesaid, their assigns and legal representatives, all the right, title and interest of said state in and to said lands.

Provided, that the provisions of this section shall only apply to swamp and overflowed lands, and to lands not valuable as timber lands, and the parties applying to purchase said lands shall furnish satisfactory evidence to said commissioners that the lands so applied for are such as they are entitled to purchase under the provisions hereof.

Apply only to
swamp and
overflowed
lands.

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

SECTION 2. The parties named in the first section hereof may charge and collect fair and reasonable tolls and charges upon all logs, lumber and timber driven or floated through said canal, or held, sorted, handled, stored, rafted or delivered by them in or from any of said booms, and for such tolls and charges shall have the lien on the logs, timber or lumber for which the same are incurred, given by section 1777 of chapter 86 of the revised statutes and the acts amendatory thereof, and may enforce the same as provided by said section and its amendatory acts.

Tolls.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved March 29, 1882.

[No. 172, A.]

[Published April 11, 1882]

CHAPTER 277.

AN ACT to authorize Charles H. Moss, his heirs and assigns, to erect and maintain a dam and boom, and otherwise improve the Black river, in Taylor county, Wisconsin.

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

SECTION 1. Charles H. Moss, his heirs and assigns, are hereby authorized to build, erect and maintain a

Maintain a
dam.