

No. 383, A.]

[Published May 20, 1903.]

CHAPTER 310.

AN ACT to authorize Frank J. Kipp, his heirs or assigns, to construct and maintain a dam across White river in the county of Waushara.

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

Location of dam; purpose. SECTION 1. Frank J. Kipp, his heirs or assigns, are hereby authorized to erect and maintain a dam across White river in the county of Waushara on a tract of land owned by him, in section number twenty-four (24), town number eighteen (18) north, range ten (10) east, and in section number nineteen (19) town number eighteen (18) north, range eleven (11) east, and to erect and maintain all necessary appendages to enable the aforesaid Frank J. Kipp, his heirs or assigns, to use said water for the purpose of creating water power, for the usual uses and purposes of such power, including its conversion into electricity for lighting, heating and power.

Height of. SECTION 2. The said dam shall not exceed forty (40) feet in height above high water mark.

May acquire title. SECTION 3. Said Frank J. Kipp, his heirs or assigns, may acquire title to, or the right to use any and all lands and property necessary or beneficial for flowage and may obtain the same by purchase, lease, license or any usual method or means of acquisition of title by act of parties.

Powers. SECTION 4. Also for the purpose of acquiring the necessary lands or rights, easements or privileges in lands necessary for flowage, so that the complete construction of said dam and improvements under this act, or any law heretofore passed, may be successfully carried out, said Frank J. Kipp, his heirs or assigns, shall have and may enjoy the rights granted to and conferred upon other corporations by sections 1777a to 1777d, both inclusive, of the statutes of 1898, and such amendments thereto as may have been or may be made. Work upon said

dam must begin within four years from the date of the passage and publication of this act.

Fishway. SECTION 5. The dam so erected shall be provided with a good and sufficient fishway to be approved by the state board of commissioners of fisheries, and said fishway shall at all times be kept in good repair and open for the free and easy passage of fish up and down said dam at all times in each and every year. In case the owner or owners of said dam shall neglect or refuse to construct or keep in repair or keep open said fishway, as required by the provisions of this act, they shall, upon conviction thereof, be fined not less than twenty-five (25) dollars nor more than one hundred (100) dollars.

Act construed. SECTION 6. No corporate powers are granted by this act.

Legislative rights reserved. SECTION 7. The right to repeal the franchise above granted to the said Frank J. Kipp, his heirs or assigns is hereby reserved.

SECTION 8. This act shall take effect and be in force from and after its passage and publication.

Approved May 18, 1903.

No. 492, A.]

[Published May 20, 1903.]

CHAPTER 311.

AN ACT, to amend section 1258 of the statutes of 1898, relating to compensation of superintendents of highways.

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

Additional compensation. SECTION 1. Section 1258, of the statutes of 1898, is hereby amended by adding at the end of said section the following: "But any town board may, in its discretion, and shall whenever a written order therefore has been made by them at or before the time of the appointment of the superintendents of highways allow and pay to the superin-