

ing the same. And it shall be the duty of the supervisors to open any and all bids received by them in due form, and to award the same to the lowest responsible bidder. They, the said supervisors, reserve the power to reject any and all bids, and, if no bid is accepted, to immediately proceed as hereinbefore stated. The said supervisors shall cause a bond in the penal sum of one thousand dollars (\$1,000) to be executed by the person or persons whose bid is accepted, running to the town of Amherst, for the faithful performance of said contract, with not less than two good sureties.

Restriction.

SECTION 3. After said sum shall amount to one thousand dollars (\$1,000), all moneys hereafter collected shall apply the same as if this bill had not been passed.

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

Approved March 10, 1878.

[No. 230, A.]

[Published March 27, 1878.]

CHAPTER 239.

AN ACT to authorize William Miller, his associates, heirs and assigns to erect and maintain a dam across Mondeau creek in Taylor county.

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

Construction of dam authorized

SECTION 1. William Miller, his associates, heirs and assigns, are hereby authorized to maintain a dam across Mondeau creek, in Taylor county, on section three (3), in township thirty-three (33) north, of range one (1) west, at the foot of the rapids in said stream, which said dam shall be of a height not exceeding (11) eleven feet.

Powers and duties.

SECTION 2. The said William Miller, his associates, heirs and assigns, shall build suitable slides and gates in said dam for flooding purposes, and for the purpose of sluicing and driving logs and timber over, through and beyond said dam and out of said creek, and shall keep the same in repair, and shall hold the water back for the above named purposes whenever the case may require, and for that purpose said gates shall be closed.

SECTION 3. The said William Miller, his associates, heirs and assigns, are hereby authorized and empowered to charge, collect, sue for and recover as tolls for the use of the water collected by said dam, and for the use of their dam aforesaid, the sum and rate of five cents per thousand feet on all logs which shall run or be run or driven over and beyond said dam; and said tolls shall be a lien upon the logs and timber chargeable with the same, which lien may be enforced in the same manner in which other liens upon logs or timber enforced under the general laws of the state of Wisconsin, or the lien law applicable to said Taylor county: *provided*, that the said Miller, his associates, heirs, or assigns, shall be entitled to charge or receive toll, as aforesaid, until said dam shall have been completed, so that the said creek shall be made suitable for driving logs and timbers therein, above and below said dam.

SECTION 4. The control of said dam, slides and gates shall belong to the said William Miller, his associates, heirs and assigns, but subject always to the provisions of section two of this act.

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

Approved March 16, 1878.

[No. 235, A.]

[Published March 29, 1878.]

CHAPTER 240.

AN ACT to amend chapter one hundred and thirty-eight, general laws of 1861, entitled "An act to amend chapter eighteen of the revised statutes, and chapter twenty-two of the general laws of 1859, entitled 'an act relating to the sale of lands for unpaid taxes, and the conveyance and redemption thereof.'"

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

SECTION 1. Chapter one hundred and thirty-eight of the general laws of 1861, entitled "An act to amend chapter eighteen of the revised statutes, and chapter twenty-two of the general laws of 1859, entitled 'an act relating to the sale of lands for taxes, and the conveyance and redemption thereof,'" is hereby amended by adding to the end of section five of said chapter one hundred and thirty-eight, the following, to wit: But whenever any such action shall be commenced, after the expiration of three years from the date of the re-