

their respective towns or wards not liable to taxation, and omitted from the assessment roll, together with a statement of its value, for what purpose used, and the reason why exempt, if ascertainable, conforming, as near as practicable, to all provisions of the law now existing relating to the assessment of property. When entering on such lists the right of way or track of any railroad or plankroad company, it shall be sufficient to state its length in miles, without any further details.

SECTION 2. The lists so prepared shall be corrected, revised and returned at the same time and substantially in the same manner as provided by law for the correction, review and return of assessment rolls generally, and, when completed, shall be delivered to and deposited with the county clerk, who, on or before the first day of October next, shall make out and transmit to the secretary of state a duplicate thereof.

Shall return ' lists to county clerk—be to secretary of state.

SECTION 3. The secretary of state shall compile in suitable form, the information so by him received, and include a condensed statement thereof in his next annual report.

Secretary of state to compile lists.

SECTION 4. It is hereby made the duty of the secretary of state to procure and cause to be distributed, on or before the first day of May next, suitable books or blanks for said purpose.

To furnish blanks.

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

Approved March 17, 1873.

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## CHAPTER 206.

AN ACT to amend chapter two hundred and sixty-two of the private and local laws of 1865, entitled "an act to authorize T. B. Sheldon and Wm. Howe to keep and maintain a ferry across the Mississippi river, near Red Wing, Minnesota."

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

SECTION 1. That section one of chapter two hundred and sixty-two of the private and local laws of 1865, is hereby amended so as to read as follows: Section 1. T. B. Sheldon and Wm. Howe, their heirs, executors, administrators and assigns, shall have the exclusive right and privilege, for the term of ten years from the passage of this amendatory act, of keeping

Amended—exclusive right to build and maintain ferry.

Location of  
ferry.

and maintaining a ferry across the Mississippi river, from the city of Red Wing in said state of Minnesota, across both channels of said river to any point on the east bank of the east channel of said river, within two miles up and down said east bank, from where the north and south section line, between sections two and three, in township number twenty-four (24), range number eighteen (18), in said Pierce county, or its prolongation strikes said east channel.

Amended—  
may land boats  
and passengers  
at the termini  
of the ferry.

SECTION 2. That section three of said chapter two hundred and sixty-two, be also amended as follows:

May apply for  
commission to  
appraise land.

Section 8. The said corporation may land their boats, passengers and property on any public highway which now does, or may hereafter terminate within the points above specified, or on the lands of any person or persons, they having first procured the permission of the owners of such lands so to do; and if such permission or consent cannot be obtained by amicable agreement, between such corporation and the owners of any land necessary to be used for landing and right of way, upon either bank of said channels within the state of Wisconsin, such corporation shall be authorized and empowered to apply to the judge of the circuit court of said Pierce county, in term time or vacation, for the appointment of three commissioners, residents and freeholders of said Pierce county, to be selected and appointed by such judge, to appraise and award the value of the easement for right of landing and way, required by or necessary for such ferry purposes, and upon such application being made, such judge shall thereupon require such corporation to give at least eight days' personal notice of the time and place of hearing such application, to each land owner, over whose land such easement is sought, and to all persons interested in such land, if known; but if it appears that any person or persons, interested in said land are unknown, or cannot be served with personal notice, that as to such persons notice upon them shall be served by publication in such manner and mode and for such time as the said judge shall order and require. That upon such hearing, the judge shall appoint said three commissioners, who shall personally view the premises sought to be taken, and if they deem best, take proof in the premises, and thereupon without delay determine and award the value of said right of landing and way required by said corporation, and report their doing and award to said judge for approval, giving to all persons personally served, notice when they will file such award with said judge, and if the same is approved,

Judge to ap-  
point commis-  
sioners, who  
shall report.

thereupon the payment of the amount so awarded to the clerk of said circuit court, to be by him paid to the proper parties entitled to the same, said corporation shall become entitled to the possession of said land, so proposed to be taken, and may have, hold and use the same for the purposes of such ferry and as roads for the convenience of the traveling public. And upon such report and proof of payment of the amount so awarded to said clerk, the said judge of said circuit court for said Pierce county, shall enter such judgment or decrees as shall fully protect the rights of all parties interested: *provided, however,* that if either party shall feel aggrieved, an appeal may be taken from such award of the commissioners within ten days from the filing of the same, and the same shall be appealed, tried and determined in the same manner as near as may be, as appeals from justices of the peace are tried and determined in said circuit court, and upon such trial and determination, judgment or decree shall be entered by said court as aforesaid: *provided further,* that if said corporation shall give a bond in such sum and manner as said judge shall direct and approve, to abide the final judgment and decree of the court in the premises, the said corporation shall be authorized to enter upon, hold and use the land so to be taken by it, the same as if such compensation awarded had been paid and no such appeal taken until such final judgment is rendered; and then upon the payment of the amount of such final judgment, the court shall at once enter a decree to confer upon such corporation the land and easement sought by such corporation.

May enter judgment on report.

Parties may appeal.

Company may give bond, and enter upon premises at once.

SECTION 3. That said T. B. Sheldon and William Howe, their associates or assigns, shall, within one year after the passage of this act, file or cause to be filed with the clerk of the board of supervisors of the county of Pierce, a bond to the said board, with two or more sureties, in the penal sum of one thousand dollars, conditioned that they will fulfill all the duties imposed upon them by this act, and the act to which this is amendatory, and in case of their failure so to do, they shall forfeit all the benefits that might accrue to them from its passage.

Shall execute bond to board of supervisors.

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

Approved March 17, 1873.