

When judgment to be rendered for defendant.

void, the court, before entering judgment in the action, shall continue the action for a sufficient and reasonable time to permit a re-assessment, under the provision of law, of the property affected by such void assessment, and such re-assessment shall thereupon be made in accordance with the provisions of law. If from such re-assessment and apportionment when made in accordance with law, it shall appear that the sum or sums paid for taxes by the plaintiff are no greater than his equitable and just share of the taxes as so re-assessed and apportioned, judgment shall be entered for the defendant, and if from such re-assessment and apportionment it shall appear that the plaintiff has paid more than his equal and just share of the taxes, judgment shall be entered in his favor for the excess only over such equal and just share. The validity of the re-assessment hereinabove provided for, may be attacked and determined, and subsequent re-assessments may be had in manner and form as provided by section one thousand two hundred and ten *b* of the revised statutes, as amended. Provided, that such re-assessment may, in all cases, be made by the assessor of the town wherein the land or property to be re-assessed is situated.

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

Approved March 21, 1881.

[No. 36, S.]

[Published March 22, 1881.]

CHAPTER 133.

AN ACT relating to corporations, and amendatory of section one thousand seven hundred and seventy-five of the revised statutes.

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

Corporate powers.

SECTION 1. Section one thousand seven hundred and seventy-five of the revised statutes, is hereby amended by adding thereto the following, viz: "provided that any corporation heretofore formed or organized, or which may hereafter be formed or organized, under or in pursuance of any general or special law of this state, for the purpose of carrying on a logging or lumbering business, or for engaging in the manufacture of lumber, or the improvement of the navigation of any river or stream for log-driving or lumbering purposes, or the running, driving, booming, sorting, brailing or rafting of logs, timber, lumber or other materials

upon or down any river or stream; and any foreign corporation, formed or organized for similar or kindred purposes, may, and upon the assent of the holders of three-fourths of the capital stock thereof shall, have authority to purchase, take and hold stock in, and in its corporate capacity become a subscriber to, the capital stock of any other corporation or corporations, foreign or domestic, created or formed for any one or more of the same or similar purposes.

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

Approved March 21, 1881.

[No. 46, S.]

[Published, March 23, 1881.]

CHAPTER 134.

AN ACT to prevent the obstruction of navigation of the waters of this state.

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

SECTION 1. Any person who shall carry or throw into or in any manner deposit in any lake or bay of this state connected with the great chain of lakes, navigable for vessels or steamers, or cause so to be carried, thrown or deposited therein, any saw dust, shavings, edgings or other mill waste, shall be punished therefor by fine not exceeding ten dollars; and in case of a second or any subsequent conviction of the same person within any one year, by fine not exceeding twenty dollars or imprisonment in the county jail not more than one month nor less than ten days.

Depositing
debris into
navigable
streams pro-
hibited.

Penalty for
violation.

SECTION 2. Nothing in this act shall be so construed as to prevent the use of any material mentioned in section one, in the erection, construction or repair of any pier, piling, ground or dock, lawfully established, and being in any of the waters of this state.

Exception.

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

Approved March 21, 1881.