

purpose of driving or flooding logs, timber or lumber below the dam, for which purpose flood gates shall be kept in repair and built in such a manner as to be shut or opened, as the case may require, to flood the said logs, timber or lumber.

Life of privilege.

SECTION 3. The aforesaid persons, their heirs and assigns, shall enjoy the privileges granted in this act, for the term of fifteen years.

Toll.

SECTION 4. When the aforesaid persons, their heirs and assigns, shall have completed the said dam, as aforesaid, they are hereby authorized and empowered to receive and collect from the owners of logs, timber and lumber passing over such slides, or driven by the aid of said dams, as a compensation for keeping up and maintaining such dams, the sum of ten cents per thousand feet, board measure. And the aforesaid Frederick R. Newbold and Robert R. Livingstone, their heirs or assigns, shall have a lien upon all logs, timber or lumber passing over said dams or driven by aid thereof, until the charges aforesaid shall be fully paid, which lien may be enforced in the same manner as the lien of laborers on logs.

Control of dam.

SECTION 5. The control of said dam, the slides and gates of the same and all works appertaining thereto, shall belong to the aforesaid persons, their heirs and assigns.

SECTION 6. This act shall take effect and be in force from and after its passage and publication.

Approved March 11, 1881.

[No. 157, A.]

[Published March 15, 1881.]

CHAPTER 58.

AN ACT to authorize Wyota Strausky to maintain a dam across Kewaunee river in Kewaunee county, Wisconsin.

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

Location of dam.

SECTION 1. Wyota Strausky is hereby authorized to maintain and keep up a dam across Kewaunee river at a point on the southwest quarter, section fourteen (14), township twenty-three (23), range twenty-four (24), in Kewaunee county, Wisconsin.

Slides and flood gates.

SECTION 2. The aforesaid person and assigns shall build suitable slides in said dam for running logs, timber and lumber over the same, and shall keep the same in repair. The same shall be kept open at all times when the river is at a driving stage and there are logs

and timber or lumber to run over said dam, and when it is not necessary to hold the water back for the purpose of driving or flooding logs, timber or lumber below the said dam, for which purpose flood gates shall be kept in repair, and built in such manner as to be shut or opened as the case may require to flood the said logs, timber or lumber. And the said Wyota Strausky, his assigns, shall erect and maintain booms, at least eighty rods in length, on each side of the river, and at least sixteen feet in width in the center of the channel, above the dam, and the channel to be kept clear from everything which might prevent free driving of logs, timber or lumber. Size of booms.

SECTION 3. The aforesaid person, his associates and assigns, shall enjoy the privileges granted in this act, for the period of fifteen years. Life of grant.

SECTION 4. When the aforesaid person, his associates and assigns, shall have completed the said dam boom as aforesaid, they are hereby authorized and empowered to receive and collect from the owners of all logs, timber and lumber passing over such slides or driven by the aid of said dam, as a compensation for keeping up and maintaining such dam boom, the sum of ten cents per thousand feet, board measure, the amount to be ascertained by scale upon the landing in the woods, if there be one, if not, in any other practicable way; and the aforesaid persons, their associates and assigns, shall have a lien on all logs, timber and lumber run over said dam or driven by the aid thereof, until the charges aforesaid shall be fully paid, which lien may be enforced in the same manner as the lien of laborers on logs, except as to the time for filing the petition for said lien, which may under the provisions of this act, be filed at any time within six months after the last of the logs of any mark shall have passed over the slides of said dam or be driven by aid thereof: *provided*, that said Strausky shall at all times comply with the provisions of section two of this act. Toll.

SECTION 5. The control of said dam boom, the slides and gates of the same, shall belong to the said Strausky, his associates and assigns, and be under his exclusive control, subject always to the provisions of section two of this act. Control of improvements.

SECTION 6. This act shall take effect and be in force from and after its passage and publication.

Approved March 11, 1831.