

[No. 166, A.]

[Published April 6, 1889.]

CHAPTER 255.

AN ACT relating to highways, and to define more specifically the rights of abutting owners.

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

Defining rights of abutting owners on highways, streets, etc.

SECTION 1. The owners of any real estate abutting on any highway, street, or alley heretofore or hereafter laid out, or used as such, shall have a common right in the free and unobstructed use of such highway, street or alley to the extent of its full width, and no town, city, county, company, or corporation shall close up, use or obstruct any such highway, street or alley or any part thereof so as to materially interfere with its usefulness as a highway, or so as to injure or damage property abutting thereon on either side, or authorize or permit the same to be done without due compensation being made for any damage resulting therefrom to the owners of any property upon both sides of the part of such highway, street or alley so closed up, used or obstructed; provided, however, that this act shall not be so construed as to require the payment of damages to property on both sides of any street, highway or alley arising from the continued use, maintenance and operation hereafter of any railroad track or tracks or other public improvement heretofore legally laid down, built or established in any such street, highway or alley.

Rights, property and easements of owners, how condemned.

SECTION 2. All rights, property and easements the owners of which would be entitled to damages under the preceding section of this act may be condemned and permanently appropriated by any corporation legally authorized to use or obstruct any such highway, street or alley in the same manner that other property may be condemned and taken by such corporation, pursuant to its charter or to the general laws of this state in relation to condemnation and taking of land by railroad companies.

Repeal.

SECTION 3. All acts and parts of acts conflicting with the provisions of this act are hereby re-

pealed. But nothing in this act shall have the effect to repeal any law authorizing the vacation or discontinuance of streets, avenues, lanes, alleys or highways by the common council of any city, the trustees of any village, or the supervisors of any town in this state.

SECTION 4. This act shall take effect and be in force on and after the passage and publication.

Approved April 4, 1889.

[No 424, A.]

[Published April 6, 1889.]

CHAPTER 256.

AN ACT for regulating the methods of plumbing and house drainage in cities, villages and towns having a public system of water supply.

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

SECTION 1. Wherever in this state a system of water-works or of public water supply has been or hereafter may be established in any city, village or town, the board of health of such city, village or town shall take immediate and entire control of all the plumbing and drainage or sewerage which shall thereafter be constructed or repaired in any building or place therein, with intent to connect the same with any public sewer; and no connection of drainage or sewerage with any public sewer shall be made thereafter by any person without the consent of such board, and if made without such consent it may be broken and destroyed.

Connection with public sewer, how made.

SECTION 2. The board of health may make and publish rules and regulations which shall specify the manner in which and the materials of which drains, soil pipes and fixtures designed to connect with or to be used in connection with the sewerage or water-works of the city, village or town shall be constructed, and may fix suitable fines and penalties for violation of such rules, and the board may appoint one or more persons as inspec-

Board of health to make regulations.