

Life companies
to pay final
judgments ren-
dered against
them within 90
days thereafter

Penalty for vio-
lation.

business in this state, against which a final judgment shall have been recovered in any court in this state shall, after ninety (90) days from the rendition of such judgment, and whilst the same remains unpaid, issue any new policy or certificate of insurance in this state; and in case any such insurance corporation or its officers or agents shall violate the provisions of this section, it shall forfeit the sum of one thousand dollars (\$1,000); provided, that in case of an appeal to the supreme court of this state, said ninety (90) days shall not begin to run until after said judgment shall have been affirmed and the decision remitted to the lower court according to law.

SECTION 2. All acts and parts of acts conflicting with this act are hereby repealed.

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

Approved April 17, 1889.

[No. 670, A.]

[Published April 26, 1889.]

CHAPTER 481.

AN ACT to authorize John Arpin and Daniel J. Arpin, their associates, heirs and assigns, to erect and maintain a dam or dams across the Tomahawk river, in township thirty-six (36) north, of range six (6) east, in Oneida county.

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

Authorizing
John Arpin et
al., to build
dams across
Tomahawk
river, Oneida
county.

SECTION 1. John Arpin and Daniel J. Arpin, their associates, heirs and assigns, are hereby authorized and empowered to erect and maintain a dam or dams (not exceeding two) across the Tomahawk river, on any lands now owned by them in section twenty-one (21), township thirty-six (36) north, of range six (6) east, at such point or points on their lands in said township and range as they shall select; provided, that if one dam only be erected, the same shall not exceed sixteen feet in height, and if two

dams be erected, then their aggregate height shall not exceed twenty two feet; and provided further, that such dam or dams shall be so constructed as not to obstruct the running of timber or logs down said river, and said dam or dams shall be furnished with suitable slide or chute which shall be placed in the main channel of the river, so that the water can be drawn to within four feet of low water mark, and so located and constructed as to allow logs passing over the same to freely pass down the river away from said slide or chute, and the same shall be kept open at all times when there are logs or timber to run over said dam, and not less than sixteen feet in width, and in accordance with the laws of this state.

How constructed.

SECTION 2. All logs and timber destined to points on said river below said dam shall be taken by the owner or owners of said dam, when they reach the flowage thereof, and shall be driven without delay by said owner or owners free of charge, through the pond and the flowage created by said dam and over the same, suitable gates of the same height as the dam or dams above low water mark, shall be placed in said dam or dams for the purpose of flooding said river below the same, to facilitate the running of logs down said river, and said gates shall be opened whenever necessary for that purpose, but the height of water in the pond created by said dam or dams, shall not for that purpose be reduced over four feet below top of said dam, and shall be filled to top whenever requested by parties having logs there, as soon as the water in river will permit, so as to give floods as required. On or before the first day of March in each year, and in the year 1889, within ten days after taking effect of this act, the owners of said dam shall select one person, and the governor of the state of Wisconsin shall select another, and the two so selected shall, within ten days after receiving notice of such election, select a third, or in case of any failure to so select as aforesaid, the governor, on application of any person or corporation interested, and upon previous notice in writing of ten days to said owners, may fill the place of the persons not yet selected, by the appointment of disinterested persons for that purpose, and the three so selected or ap-

Logs and timber to be driven through pond, etc.

To have suitable gates.

Umpires to be appointed to settle disputes in reference to gates.

pointed, or a majority of them, in case of any dispute or disagreement as to the time or times of opening or closing said gates shall decide and determine when and how long said gates, shall be opened or closed for flooding purposes, and for that purpose may take and shall have full control of said dam; provided, said gates shall not be opened or remain open for flooding purposes when the height of water in said pond shall be at or below a point four feet below the top of said dam. The persons so selected or appointed shall continue to act as such umpire for one year from the first of March in the year in which they are appointed. The owner of said dam shall not be entitled to compensation for the use of said dam or the waters of such pond for flooding purposes in the manner above provided.

Use of water,
control of.

SECTION 3. Said John Arpin and Daniel J. Arpin, their associates, heirs and assigns, shall have the right to use the water of said river and the water power created by such dam or dams, for propelling any kind of machinery that they may at any time hereafter see fit to erect, and to sell or lease the right to use said water power, or any part or portion thereof, subject to requirements of sections 1 and 2, of this charter, as hereinbefore mentioned.

SECTION 4. The legislature reserves the right to alter, amend or repeal this act whenever it may deem best.

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

Approved April 17, 1889.