

poses; provided such dam shall not raise the water to exceed sixteen feet.

SECTION 2. The aforesaid persons, their heirs and assigns, shall maintain suitable slides in said dam for running logs, timber or 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, timber or lumber to run over said dam, when it is not necessary to hold the water back to maintain sufficient head for the purposes for which the said dam is maintained.

To maintain suitable slides, etc.

SECTION 3. The control of said dam, the slides and gates of the same, shall belong to the aforesaid persons, their heirs and assigns.

SECTION 4. The right to alter, amend or repeal this act is hereby reserved.

SECTION 5. Chapter 186 of laws of 1891 is hereby repealed.

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

Approved April 13, 1899.

No. 265, S.]

[Published April 15, 1899.

CHAPTER 178.

AN ACT relating to a police and fire commission in cities of the second and third class and amendatory of sections 959-41, 959-44 and 959-45 of the statutes of 1898.

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

SECTION 1. Section 959-41 of the statutes of 1898 is amended hereby so as to read as follows: No person shall be appointed to any position

Appointments must have approval of board.

either on the police force or in the fire department in any such city, either for temporary or regular service without the approval of such board; and the board shall keep on file with the city clerk a list of those who are approved by the board for appointment in the departments hereby affected. It shall also be the duty of the board to preserve correct records of its proceedings.

Council to fix salaries. May grant pensions.

SECTION 2. Section 959-44 of the statutes of 1898 is hereby amended, by adding at the end thereof the following: The common council shall fix by ordinance the salaries of the officers and men in the police and fire departments, and the same so fixed shall be in lieu of all fees or other compensation, other than rewards offered for the apprehension of criminals. All fees, percentages and commissions of every nature, except such rewards, shall be paid into the city treasury, and the chiefs of such departments shall make verified reports quarterly to the common council of such fees, percentages and commissions collected during the quarter. The salaries of such officers and men, when so fixed, may be increased by the council, but shall not be decreased, without a previous recommendation of said board. No provision hereof shall interfere with the power of the council to grant an annual pension to such members of either department as have served continuously twenty years, or have been discharged because of disability incurred in the discharge of duty. The council may also provide that the salaries of such officers and men shall increase with the length of the time of service.

Suspended persons to have hearing before the board. Removals, how made.

SECTION 3. Section 959-45 of said statutes is amended, by adding at the end thereof the following: such chief shall be subject to suspension by the board at any time for cause. Every other officer or member of either department shall be subject to suspension, for cause, by the chief of the department, who shall immediately certify the cause of such suspension to the presi-

dent of the board. The board shall then proceed to consider and examine the charges against such suspended person, giving him an opportunity to meet such charges and be heard in his own defense. After hearing the matter the board shall determine whether the charges are sustained; if not, the person suspended shall immediately be reinstated; if sustained, the board shall decide whether the good of the service requires that the suspended person be removed from the office or employment, or be suspended temporarily, and if suspended, for what length of time; and pending such investigation the chief officer or member so suspended shall not perform the duties of his office or position. The decision of the board shall be final and conclusive in all cases. It shall be the duty of the board when a majority thereof concur in the opinion that the good of the service will be subserved by the removal of the chief or any of the officers or members herein mentioned, to make such removal. Such removal shall be made by a notice to the person removed, signed by a majority of the board, which shall contain a statement of the cause for such removal.

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

Approved March 14, 1899.