

No. 305, A.]

[Published April 5, 1901.]

CHAPTER 127.

AN ACT authorizing the commissioners of public lands to sell certain lands in Buffalo county belonging to the state of Wisconsin.

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

Description of lands to be conveyed. SECTION 1. The commissioners of public lands are hereby authorized, instructed and directed, to sell and convey to Andrew Wilhelm, of Buffalo county, Wisconsin, at the price of one dollar and twenty-five cents per acre, the following described land, situate in Buffalo county, Wisconsin, to-wit: The south half of the northeast quarter of section number twenty-six, township twenty-three north, of range number fourteen west.

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

Approved April 1, 1901.

No. 302, A.]

[Published April 5, 1901.]

CHAPTER 128.

AN ACT to provide fishways in dams, booms, piers and other obstructions on the Yellow river in the counties of Wood and Juneau in the state of Wisconsin.

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

Fishways to be maintained in all obstructions. SECTION 1. It shall be the duty of all and every person, persons or corporation owning, managing, occupying or having in charge any dam, boom, pier or other obstruction of any kind whatsoever,

in, on or across the stream in Wood and Juneau counties in the state of Wisconsin, known as the Yellow river, to construct and maintain in or upon such dam, boom, pier or other obstruction a good and sufficient fishway which will permit the certain and easy passage of fish up and down said Yellow river, and upon and according to plans which shall be prepared or approved by the board known as the commissioners of fisheries of the state of Wisconsin, and as defined in chapter 62 of the statutes of 1898.

Fishways to be kept in repair. SECTION 2. It shall be the duty of all and every such person, persons or corporation owning, managing, occupying or having in charge any such dam, boom, pier or other obstruction in or on said Yellow river as aforesaid, to keep and maintain such fishway in good repair and open for the easy and free passage of fish up and down said river, from the first day of March until the first day of June, next ensuing in each and every year after said fishways are built.

When to be constructed. SECTION 3. The said fishways shall be constructed as aforesaid within three months after said owner, occupant, manager or person or persons having the charge or control of any such dam, boom, pier or other obstruction, shall have been notified in writing by the board known as the commissioners of fisheries of the state of Wisconsin, to build or construct said fishway or fishways and prescribing the location thereof with reasonable certainty.

Fish commission to furnish plans. SECTION 4. It shall be the duty of the state board of the commissioners of fisheries to furnish, free of expense, to any person or corporation applying for the same, a plan for a fishway in any dam, boom, pier or other obstruction being now in, on or across said Yellow river or which may hereafter be constructed on or therein. And said board shall between the first day of April and the first day of June next ensuing, in each year, cause all such dams, booms, piers or other obstructions to be examined and cause complaint in the proper court to be made against any person or persons or corporation violating the provisions of this act.

Penalty for failure to maintain. SECTION 5. Any person, persons or corporation who shall neglect or refuse to construct, maintain or keep in repair or keep open a fishway in such manner as to permit of the certain and easy passage of fish up and down said Yellow river and as required by the provisions of this act, shall forfeit unto the state of Wisconsin not less than

twenty-five dollars nor more than one hundred dollars for each such violation of the provisions of this act in addition to all costs of suit, the same to be recovered in a civil action brought in the name of the state of Wisconsin by the state fish and game warden or one of his deputies.

Conflicting laws repealed. SECTION 6. All laws, acts or parts of acts in conflict or inconsistent with the provisions of this act are hereby repealed.

SECTION 7. This act shall take effect and be in force, from and after its passage and publication.

Approved April 1, 1901.

No. 455, A.]

[Published April 5, 1901.

CHAPTER 129.

AN ACT to amend section 3223 of Wisconsin statutes of 1898, relating to the enforcement of liabilities against officers and stockholders of corporations.

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

Remedies given not to be construed as exclusive. SECTION 1. Section 3223 of the Wisconsin statutes of 1898 is hereby amended by adding to the end thereof the following: Provided that no remedy given in this chapter shall be construed to be exclusive, so as to preclude the enforcement of any liability herein mentioned in an additional action or actions if there are parties or property that can not be reached by the first action or judgment.

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

Approved April 1, 1901.