

No. 641, A.]

[Published May 4, 1901.]

CHAPTER 260.

AN ACT to authorize Adolphus P. Nelson, his heirs or assigns, to construct and maintain a dam in and across Wood river in Burnett county, Wisconsin.

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

Location of dam. SECTION 1. Adolphus P. Nelson, his heirs or assigns, are hereby authorized and empowered to construct, keep up and maintain a dam across Wood river, in Burnett county, Wisconsin, on the southwest quarter of northwest quarter in section twenty-two of township thirty-eight north, of range nineteen west, for hydraulic, flooding and manufacturing purposes and for the transmission of electric power; provided said dam shall not raise the water to exceed fourteen feet and shall be provided with suitable slides and chutes for the passage of fish, logs and timber over the same. Said Adolphus P. Nelson, his heirs or assigns, shall keep said dam and slides or chutes in repair, and shall keep said slides or chutes open at all times when said river is at a driving stage and there are logs or timber to run over said dam.

Statutes to apply. SECTION 2. The dam so erected shall be subject to all provisions of chapter 146, of the revised statutes and acts amendatory thereof so far as said chapter and acts amendatory may be applied, in like manner as if such provisions were incorporated in this act.

Term. SECTION 3. The aforesaid Adolphus P. Nelson, his heirs or assigns, shall enjoy the privileges granted by this act for a term of twenty-five years.

Penalty for breaking or opening dam. SECTION 4. Any person or persons who shall wilfully break or destroy said dam or any part thereof or shall open the same, shall be liable to the proprietor thereof in an action of trespass to the amount of damages done in addition to the penalties already provided by law, to be recovered before any court of competent jurisdiction.

Right to amend or repeal reserved. SECTION 5. The legislature reserves the right to amend or repeal this act.

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

Approved May 2, 1901.

No. 627, A.]

[Published May 6, 1901.

CHAPTER 261.

AN ACT to authorize Horace E. Horton, his heirs and assigns, to raise, build and maintain a certain dam across the Big Plover River at the village of McDill, Portage county, Wisconsin, in township number twenty-three north, of range eight east.

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

Location of dam. SECTION 1. Horace E. Horton and his associates and assigns are hereby authorized to raise, build and maintain a certain dam across the Big Plover river in the county of Portage state of Wisconsin, on the southwest quarter of the northeast quarter of section number nine, township number twenty-three north, of range eight east, being the same dam built across said river in or about the year 1853 and since maintained by said Horace E. Horton and those under whom he claims; provided however that said dam shall be so constructed and maintained as not to obstruct the running of lumber, logs or timber down said river.

Dam previously built legalized. SECTION 2. The dam heretofore built and maintained at the place mentioned in section 1 of this act, built in or about the year 1853, and the building of said dam and the maintenance of the same to the present time is hereby validated and legalized.

Use of water and power. SECTION 3. Said Horace E. Horton, his associates, heirs and assigns shall have the right to use the waters of said river and the water power created by such dam, for propelling any kind of machinery that he or they may at any time hereafter see fit to erect, to sell or lease the right to use said water and water power or any part or portion thereof to any person or persons whomsoever.