

Conflicting laws repealed. SECTION 15. All acts and parts of acts conflicting with this act are hereby repealed.

SECTION 16. This act shall take effect and be in force from and after its passage and publication.

Approved April 28, 1903.

No. 445, A.]

[Published April 30, 1903.

CHAPTER 129.

AN ACT to grant to the Eau Claire, Chippewa Falls and Northeastern railway company a right-of-way over and across the northeast quarter of the southwest quarter, and the northwest quarter of the southeast quarter, and the northeast quarter of the southeast quarter of section four (4), and the northwest quarter of the southwest quarter of section three (3), township twenty-eight (28) north, of range eight (8) west, in Chippewa county.

Preamble. Whereas, The said Eau Claire, Chippewa Falls and Northeastern railway company, a corporation organized and existing under the laws of the state of Wisconsin, is empowered to construct, maintain and operate a line of railroad from a point on the line of the Chicago, Saint Paul, Minneapolis and Omaha railway company, in the city of Chippewa Falls, northeasterly to Little Falls, in this state; and

Preamble. Whereas, By reason of the topography of the country and the course of the Chippewa river, it is not reasonably practicable to construct and maintain said line of road to or from said city of Chippewa Falls without its crossing the said northeast quarter of the southwest quarter, and the northwest quarter of the southeast quarter, and the northeast quarter of the southeast quarter of section four (4), and the northwest quarter of the southwest quarter of section three (3), township twenty-eight (28) north, of range eight (8) west, which belong to the state and have, with other lands, been set apart for the home for the feeble minded, in said Chippewa county; and

Preamble. Whereas, Said line has been located across said lands immediately adjoining and parallel to the line of the Wis-

consin Central railway company, and does not materially interfere with the use of said lands for the purposes of said home, but, on the contrary, is beneficial and advantageous to said home; and,

Preamble. Whereas, It is at least doubtful whether section 1857 of the statutes of 1898, or any statute of this state, is applicable to such a case, or whether any officer or board of the state is authorized to grant to said Eau Claire, Chippewa Falls and Northeastern railway company a right-of-way over or across said lands, or whether said railway company has the right under the laws to acquire such right-of-way by condemnation; therefore,

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

Right of way; description. SECTION 1. The Eau Claire, Chippewa Falls and Northeastern railway company, a corporation organized and existing under the laws of the state of Wisconsin, is hereby granted a right-of-way, fifty (50) feet in width on each side of the center line of its road as now located over and across the northeast quarter of the southeast quarter, and the northwest quarter of the southwest quarter and the northeast quarter of the southwest quarter of section four (4), and the northwest quarter of the southwest quarter of section three (3), township twenty-eight (28) north, of range eight (8) west, in said Chippewa county, and the acts of said railway company in locating and constructing said railway across said subdivisions are hereby validated. The said company shall construct and maintain such a sidetrack for the purpose of unloading coal and other freight, and so located, as the board of control of the state charitable and penal institutions shall require. It shall also build and maintain a grade crossing over said right-of-way and a platform and hood for the convenience of passengers similar to those now maintained by the Wisconsin Central railway company.

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

Approved April 28, 1903.