

## No. 10.

AN ACT to prevent trespass and other injuries being done to the possession of settlers, on the public lands, and to define the right of possession on said lands.

What deemed the possessions of a settler.

How he may defend them.

A 'claim' how acquired.

How abandoned.

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Wisconsin*, That, hereafter, in actions of trespass *quare clausum fregit* trespass, ejectment, forcible entry and detainer, as well as forcible detainer, only, when any person may be settled upon any of the public lands, in this Territory, where the same have not been sold by the General Government, his, her, or their possession shall be considered, on the trial, as extending to the boundaries, embraced by the "claim" of such person or persons, except mineral lots, so as to enable him, her, or them, to have and maintain either of the aforesaid actions, without being compelled to prove an actual enclosure: *Provided*, that such claim shall not exceed, in any case, three hundred and twenty acres, and provided, that such claim may be located, in two different parcels, as will suit the convenience of the holder. And every such claim shall be marked out, so that the boundaries thereof may be readily traced, and the extent of such claim easily known: *Provided*, that no person shall be entitled to sustain either of said actions for possession of, or injury done to, any claim unless he occupy the same, or shall have made improvements thereon, to the value of fifty dollars.

SEC. 2. A neglect to occupy or cultivate said claim, for the period of six months, shall be considered such an abandonment as to preclude said owners from sustaining either of the aforesaid actions.

Approved, January 4th, 1840.

## No. 11.

AN ACT to incorporate the Michigan and Rock River Rail Road Company.

*Be it enacted by the Council and House of Representatives of the Territory of Wisconsin* as follows: