

of said Institution shall from time to time execute such bonds and with such sureties as the Governor may require and approve, conditional for the faithful application of such moneys to the objects specified in this act.

§ 6. This act shall take effect and be in force from and after its passage.

Approved, March 5, 1857.

## Chap. 54.

Published, March 19, 1857.

AN ACT to prevent trespasses on the swamp and overflowed lands in this State.

*The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:*

Gov. to cause survey.

§ 1. The Governor of the State is hereby authorized and empowered to cause to be surveyed the Islands in the Mississippi and Wisconsin Rivers, and the unsurveyed lands adjacent to said rivers, belonging to this State, granted by act of Congress, approved 25th September, A. D. one thousand eight hundred and fifty, entitled "an act to enable the State of Arkansas and other States to reclaim the swamp lands within their limits," and to do all other things he may deem necessary to obtain from the United States the patents for the lands situated in such islands belonging to this State.

Statute revived.

§ 2. Sections three, four, five, six, seven, eight and nine of chapter eighty-four of the Session Laws of A. D. 1855, are hereby revived and declared in full force and effect.

Parol testimony admitted.

§ 3. In all prosecutions, actions and suits brought under the provisions of this act, for trespasses committed on any of the swamp and overflowed lands granted to this State by the act of Congress aforesaid, whether said lands be surveyed or unsurveyed, or whether said lands have been selected and patented to this State or remain unselected and unpatented to this State, parol testimony may and shall be admitted to prove such lands, swamp and overflowed lands, made unfit thereby

for cultivation and to belong to the State of Wisconsin.

§ 4. The Governor is hereby authorized and empowered to cause to be seized and sold at public auction any and all timber, logs and wood cut upon or removed from any swamp and overflowed lands belonging to this State, by persons trespassing thereon, whether such lands have been surveyed or remain unsurveyed, and whether such lands have been selected or remain unselected, and whether such lands have been patented to this State or remain unpatented.

Gov to seize timber, &c., taken by trespassers.

§ 5. All the provisions of sections three, four, five, six, seven, eight and nine of chapter eighty-four of the session laws of A. D. 1855 shall have force and be applicable to the unsurveyed and unselected swamp and overflowed lands belonging to this State in the same manner as to the selected swamp and overflowed lands.

Same provisions to apply to unsurveyed lands.

§ 6. All monies arising from fines recovered under this act, as also all monies received on sales of any timber, logs and wood sold by virtue of this act shall be paid into the State Treasury for the use of Common Schools.

Monies arising from fines.

§ 7. For the purpose of carrying out this act and the provisions thereof, concurrent jurisdiction over the whole width of the Wisconsin River, and the islands therein, is hereby given to each of the counties, bordering on and opposite to any of the islands aforesaid; and all suits and prosecutions for any trespasses on any of the islands in said Wisconsin river may be instituted and maintained in either county bordering on said river and opposite to the lands trespassed on.

Concurrent jurisdiction over the Wisconsin river.

§ 8. This act shall take effect and be in force from and after its passage.

Approved, March 5, 1857.