

SECTION 2. This act shall apply to the whole term of the present session of the legislature.

SECTION 3. This act shall take effect and be in force from and after its passage.

Approved March 15, 1870.

CHAPTER 77.

[Published March 18, 1870.]

AN ACT to provide for the payment of the account for publishing the memorial to congress, supplement and proceedings of the Prairie du Chien and Portage City canal conventions.

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

SECTION 1. The secretary of state is hereby authorized to audit, and the state treasurer to pay the account for publishing five thousand copies of the memorial to congress, supplement and proceedings of the Prairie du Chien and Portage City canal conventions, with maps: *providing*, the amount does not exceed eleven hundred dollars.

Secretary of state to audit printing accounts.

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

Approved March 15, 1870.

CHAPTER 78.

[Published March 21, 1870.]

AN ACT to aid in the propagation and cultivation of brook or speckled trout.

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

SECTION 1. Any person or persons desirous of engaging in the business of propagating, preserving ^{May erect dams, etc.}

and raising fish and fishes known as the brook or speckled trout upon his or their premises, shall have the right and are hereby authorized to erect and maintain upon their own premises, such dams, sluices, screens, wires, pens and other fixtures, buildings and obstructions as may by them be deemed necessary for such purpose: *provided*, such sluices, dams and other contrivances shall in no way obstruct the navigation of any navigable waters, or interfere with or injure any mill or other water privilege as now enjoyed, or in any way interfere with the rights previously acquired by other persons.

Shall have exclusive control.

SECTION 2. Such person or persons shall have the exclusive control and own all such fish as by him or them are propagated and raised, and may at any time catch and dispose of the same in any way, or in any of the markets of this state.

Penalty for injuring dam or destroying fish.

SECTION 3. Any person or persons who shall, without the authority of the owner of said premises, tear down or destroy, or cause to be destroyed, or shall injure or cause to be injured, any dam, sluice, pen, building or other contrivance erected pursuant to the provisions of this act, for the purposes aforesaid, or any person or persons who shall, without the permission of the owner or owners of the premises, catch or cause to be caught in any way or manner, brook or speckled trout from any of the waters appropriated by the owners to the purposes aforesaid, or any person or persons who shall place or cause to be placed in such waters any sun fish, pickerel or other fish, or poison destructive to trout, shall be guilty of a misdemeanor, and shall, on conviction thereof, be subject to a fine for each offense of not less than twenty-five nor more than one hundred dollars, and in default of payment thereof, to be imprisoned in the county jail not less than thirty nor more than ninety days, and shall be liable to the owners of the premises in civil action in treble damages.

Jurisdiction.

SECTION 4. Justices of the peace shall have jurisdiction to hear, try and determine all cases arising under this act, except when the damages claimed exceed two hundred dollars.

SECTION 5. This act shall be in force and take effect from and after its passage.

Approved March 15, 1870.