

the supervisors of said counties shall deem just and reasonable, but no moneys shall be paid out of the state treasury therefor.

SECTION 4. This act shall take effect and be in force and after its passage.

Approved March 12, 1874.

CHAPTER 288.

[Published March 26, 1874.]

AN ACT to authorize Daniel Shaw and his associates to improve Thorn Apple river for log-driving purposes.

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

SECTION 1. Daniel Shaw and his associates, their successors or assigns, are hereby authorized to improve that branch of the Chippewa river known as Thorn Apple river, by clearing and straightening its channel, closing sloughs, erecting side-rolling and flooding dams, and keeping in repair and operating the same for the purpose of facilitating and insuring the driving and floating of logs and timber down and out of said river.

Names of incorporators.

Authority of commissioners.

SECTION 2. Whenever said river shall have been so improved as provided in section one (1) of this act, so as to render the driving and floating of logs and timber down and out of said Thorn Apple river, from the northern line of township thirty-eight (38) practicable and reasonably certain, said Daniel Shaw and his associates, their successors or assigns, shall be entitled to receive and collect for such service and expenditure, ten cents per one thousand feet, board measure, for and upon all logs and timber driven or floated down and out of said river: *provided*, that the improvements herein provided shall be commenced within one year and completed within two years from and after the passage of this act; and further, that said parties shall not be entitled to receive and collect any tolls upon logs or timber until after they shall have expended at least five thousand dollars in the work of improving said river: *and provided, further*, that no more than five cents per thousand feet shall be charged or collected as toll for any logs put into said river below the north line of town thirty-five.

When may collect tolls.

Rates of toll.

Proviso

Incorporators
may have a lien
on logs for
tolls.

SECTION 3. For any tolls or charges as herein provided, which shall remain due and unpaid, the party to whom such tolls or charges shall be owing, shall have a lien on all logs upon which such tolls or charges or any part thereof shall remain unpaid, and on all other logs on said river or remaining within this state, owned by the party or parties from whom such tolls or charges are due, and may enforce the same in the same manner as provided in chapter 186, of the general laws of 1861.

SECTION 4. This act shall take effect and be in force from and after its passage and publication.

Approved March 12, 1874.

CHAPTER 289.

AN ACT to authorize W. D. Mihills, G. N. Mihills and C. H. Clough to maintain a dam on the south branch of Little Wolf river.

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

Names of in-
corporators.

Where dam to
be located.

Height of dam.

Damages how
collected.

Incorporators
to build a slide
and keep same
in repair.

SECTION 1. W. D. Mihills, G. N. Mihills and Charles F. Clough, their associates, heirs and assigns are hereby authorized to maintain a dam across the south branch of the Little Wolf river, at a point on the northwest quarter of the northwest quarter of section thirty-four (34), town twenty five (25), north of range eleven (11) east: *provided*, that such dam shall not raise the water to exceed nine (9) feet, and if the water so raised shall flood any land not now flooded, and not owned by said parties, the owner of such land may recover damages by a jury in the circuit court in the county of Waupaca.

SECTION 2. The said incorporators, their associates and assigns, shall build a suitable slide in said dam for running lumber, logs and timber over the same, and shall keep the same in repair, which shall be kept open at all times when the river is in running stage and there are logs, timber or lumber to be run over, and when it is not necessary to hold the water back for the purpose of flooding lumber, logs and timber below the dam, for which purpose flood gates shall be kept in repair, and shut or opened as the case may require to flood said logs, lumber or timber out of the said south branch of the Little Wolf river.