

[No. 17, A.]

[Published February 24, 1879.]

CHAPTER 37.

AN ACT to legalize the acts of Thomas Blenkiron of La Fayette county, Wisconsin, a justice of the peace.

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

Legalized.

SECTION 1. The official acts of Thomas Blenkiron as justice of the peace in and for the county of La Fayette, residing in the town of New Diggings, from May 1, 1876, to May 1, 1878, are hereby legalized, in so far that they shall be deemed and taken to be legal, the same as if his official oath and bond had been filed as required by law.

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

Approved February 20, 1879.

[No. 5, A.]

[Published February 25, 1879.]

CHAPTER 38.

AN ACT relating to the operations of the United States coast survey.

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

Rights of surveying parties.

SECTION 1. Any person charged with the execution of a survey, or any part thereof, authorized by the laws of the congress of the United States, may enter upon lands within this state for the purpose of exploring, triangulating, running lines of level, surveying, and doing any other act which may be necessary to carry out the objects of said laws, and may erect any signals, temporary observatories or other small frame buildings, and establish permanent marks of stations, and encamp upon said lands, doing no unnecessary injury thereby.

Claims for damages to be heard by county court.

SECTION 2. If the parties interested cannot agree upon the amount to be paid for damages caused thereby, either of them may petition the county court in the county in which the land is situated, which court shall appoint a time for a hearing at the earliest possible date, with at least fourteen days' notice given to all parties interested; and, with or without a view of the

premises, as the court may determine, hear the parties and their witnesses, and assess all damages.

SECTION 3. The person so entering upon land may tender to the party injured amends therefor, and if in case of appeal to the county court the damages finally assessed do not exceed the amount tendered, the person entering shall recover costs; otherwise, the prevailing party shall recover costs.

Tender of amends.

SECTION 4. The costs to be allowed in all such cases shall be the same as allowed according to the rules of the court.

Costs.

SECTION 5. If any person shall willfully deface, injure, or remove any signal, monument, building or other property of the United States, constructed or used under or by virtue of the authority of congress aforesaid, he shall forfeit a sum not exceeding fifty dollars for each offense, and shall be liable for damages sustained by the United States in consequence of such defacing, injury, or removal, to be recovered in an action on the case in any court of competent jurisdiction.

Penalty for interference with property of U. S.

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

Approved February 20, 1879.

[No. 212, A.]

[Published February 25, 1879.]

CHAPTER 39.

AN ACT to amend chapter one hundred and eighty-two of the general laws of 1875, etc., entitled an act to amend chapter five hundred and fifty of private and local laws of 1867, entitled an act to amend chapter two hundred and thirty-three of private and local laws of 1867, entitled an act for the preservation of fish in the lakes near Madison.

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

SECTION 1. Chapter one hundred and eighty-two of the general laws of the state of Wisconsin of 1875, is hereby amended so as to read as follows: Section 1. No person or persons shall take, catch, or kill any food fish of any kind in either of the lakes known as Kegonsa or First Lake, Waubesa or Second Lake, Monona or Third Lake, Mendota or Fourth Lake, or Wingra or Dead Lake, situated in the county of Dane, or in any stream or waters connecting said lakes or either of them, or in any stream or waters emptying into said

Where and where fishing prohibited.