

[No. 189, S.]

[Published March 29, 1880.]

## CHAPTER 176.

AN ACT to grant to the north Wisconsin railway company the optional right to grade forty miles of its railway during the year 1880, in lieu of completing twenty miles thereof during said year; and to define its rights and duties in a contingency therein named.

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

Option granted.

SECTION 1. The north Wisconsin railway company may, at its option, grade and make ready for the laying of the track thereon, forty miles of its railway during the year ending on the fourth day of March, A. D. 1881, in lieu of completing during said year twenty miles of said railway as now required by law: *provided*, that if said option so hereby granted be exercised, the said railway company shall lay the track upon said forty miles of grade during the year ending on the fourth day of March, A. D. 1882, in which event the forty miles so completed shall be deemed equivalent to the completion by said company of twenty miles each year for the years ending on the fourth day of March, A. D. 1881, and on the fourth day of March, A. D. 1882.

In case of acquisition of additional lines

SECTION 2. If the north Wisconsin railway company shall become the owners of a railway constructed in the manner required by the act of congress granting lands to Wisconsin for railway purposes, approved May 5, 1864, by another railway company, from Hudson, in the county of St. Croix, to River Falls, in the county of Pierce, the railway so acquired between said last named points shall be taken and deemed to be as fully a part of said north Wisconsin railway company's land grant road as if it had originally constructed the same; and when the said, the north Wisconsin railway company, shall have added to said railway, between said Hudson and River Falls, at either or both ends thereof, a sufficient number of miles to make, with the road so acquired between said points, twenty consecutive miles, it shall be the duty of the governor to certify to the United States the completion of the said twenty mile section, and the said railway company shall be entitled to lands therefor as fully in all respects as if it had itself built the whole thereof. And the ownership of said railway between Hudson and River Falls shall be deemed a full compliance by said company with the provisions of section two of chapter one hundred and twenty-six of the laws of 1874, so far

Full compliance.

as the said section requires the north Wisconsin railway company to construct a railway from Hudson to River Falls.

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

Approved March 11, 1880.

[No. 180, S.]

[Published March 17, 1880.]

### CHAPTER 177.

AN ACT to authorize Delos R. Moon, his associates or assigns, to improve Otter creek, a tributary of Wolf river, in the counties of Clark and Chippewa.

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

SECTION 1. For the purpose of improving Otter creek, a tributary of Wolf river, in the counties of Clark and Chippewa in the state of Wisconsin, so as to facilitate and improve the driving and floating of logs in and down so much of said Otter creek as is situated below or south of the south line of section seven, of town twenty-nine north, of range four west, in Clark county, Delos R. Moon, his associates or assigns, are hereby authorized and empowered to improve said portion of said Otter creek, by building dams, closing sloughs and straightening channels, clearing the same and otherwise so as to improve said portion of said creek for driving and floating logs and timber, and keep the same in repair, and operate at all times the same for the driving and floating of all logs and timber that may be put in said Otter creek for the purpose of being floated or driven down and out of said creek.

Location of dams.

SECTION 2. Whenever the said Delos R. Moon, his associates or assigns, shall have so improved that portion of said Otter creek, which is below or south of the south line of section seven, of town twenty-nine north, of range four west, of Clark county, so as to render the floating and driving of logs and timber down said portion of said creek, from the said south line of said section seven to the mouth of said creek, reasonably certain and practicable, and shall maintain and operate the same so that logs and timber can be so driven down said portion of said creek with reasonable certainty on such freshets, and with such rises of water as are necessary to float and drive logs in connection with such aforesaid improvements, then the said Delos R. Moon, his associates or assigns, in consideration of such

When toll may be charged.