

property, as found, if judgment be for the plaintiff, and as claimed, if judgment be for the defendant, shall be the basis for the taxation of attorney fees; and in all other civil actions not herein provided for, an attorney fee of ten dollars shall be allowed to the party in whose favor the judgment is rendered: *provided*, however, that no attorney fee shall be allowed unless the party who recovers judgment shall appear by an attorney of a court of record.

Stationery and
blanks for
office.

SECTION 16. All needful stationery and all blanks required by said court in criminal actions and examinations, and the judge's docket, required by law, shall be furnished at the expense of Barron county.

SECTION 17. This act shall take effect and be in force from and after its passage and publication.

Approved February 27, 1880.

[No. 131, S.]

[Published March 2, 1880.]

CHAPTER 49.

AN ACT to authorize the construction of a dam across the south branch of the Embarrass river, in Shawano county.

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

Location of
dam.

SECTION 1. F. S. Breed, his associates and assigns, are hereby authorized to erect and maintain a dam across the south branch of the Embarrass river, at a point on the north half of the southwest quarter of section number ten, township number twenty-six north, of range number twelve east, and to erect and maintain mills, machinery and necessary appendages, to enable him or them to use the water of said river for hydraulic and boomage purposes: *provided*, that said dam shall not raise the water to exceed eighteen feet.

Water not to be
raised over
eighteen feet.

Suitable slides
to be built.

SECTION 2. The aforesaid person, his associates and assigns, shall build suitable slides and chutes in said dam, so as to allow the free passage of logs and timber over said dam, and shall have full control of said dam, at all times, except for flooding and driving purposes: *and provided*, that he or they shall be subject to all of the provisions of chapter one hundred and forty-six, revised statutes, and acts amendatory thereto, so far as applicable hereto.

Logs etc., to
pass free.

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

Approved February 27, 1880.