

[No. 148, S.]

[Published March 22, 1887.]

## CHAPTER 68.

AN ACT to authorize Benjamin Heinemann and others to build and maintain dams, booms and other improvements on Montreal river.

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

SECTION 1. For the purpose of improving the navigation of the Montreal river, Benjamin Heinemann, his heirs or assigns, is hereby authorized and empowered to build, maintain and operate a dam or dams across said river, at such point or points as he may select, also to construct, maintain and operate a boom or booms for the handling and sorting of logs, timber, rails, fence posts, ties and other materials that may be floated down said stream, and to otherwise improve said river at such point or points as said Benjamin Heinemann may decide upon.

Authorizing Benjamin Heinemann to build dam in Montreal river.

SECTION 2. All dams authorized by this act shall be constructed and maintained with suitable gates and sluices for the passage of logs over the same, and the management and control of the water collected therein in aid of the navigation of said river. All such dams, booms, and other improvements constructed or maintained upon said river by said Benjamin Heinemann, his heirs or assigns, under the provisions of this act, shall at all times be under the exclusive control of said Benjamin Heinemann, his heirs or assigns, and shall be so controlled and managed as, in the judgment of said Benjamin Heinemann, his heirs or assigns, will best subserve the interests of all parties engaged in driving logs, or conducting other business upon said river.

Dams, how constructed, etc.

SECTION 3. As compensation for improvement of said Montreal river, when said Benjamin Heinemann, his heirs or assigns, shall have constructed and shall maintain dams, booms, or other improvements hereby authorized, he shall be entitled and he is hereby empowered and authorized to demand, receive, levy, sue for and collect as a toll, a

May collect tolls, etc.

fair and reasonable amount upon all logs, timber, rails, posts or other materials floated through said dams, or held, sorted, handled, rafted or delivered by him, in or from said boom or booms, and for such toll shall have the lien upon the logs, timber or material for which the same are incurred, given by section 1777, of chapter 86, of the revised statutes and the acts amendatory thereof, and may enforce the same as provided by said section and its amendatory acts.

May exercise powers granted by section 1777, R. S.

SECTION 4. Said Benjamin Heinemann, his heirs or assigns, for the purpose of acquiring any flowage rights that they may deem necessary in carrying out the provisions of this act, may exercise all the powers granted to corporations by section 1777, chapter 86, of the revised statutes.

Right to amend or repeal reserved.

SECTION 5. The legislature reserves the right to amend or repeal this act whenever in its judgment the public interest may require.

SECTION 6. This act shall take effect and be in force from and after its passage and publication. Approved March 16, 1887.

[No. 29; A.]

[Published March 22, 1887.]

## CHAPTER 69.

AN ACT relating to live stock on public highways, and amendatory of subdivision 3, of section 776, of the revised statutes.

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

Amending subdivision 3, section 776, R. S.

SECTION 1. Subdivision 3, of section 776, of the revised statutes, is hereby amended by adding to the end thereof, the following: And hereafter, whenever at any town meeting it shall have been voted by a majority of the electors to restrain the live stock as above provided, and by-laws have been made and duly published as above required, it shall become the duty of the constables of such town to duly impound such stock and receive such fees as shall be fixed by such by-laws for such services so performed.