

the county of Ashland at the time of his election or appointment. Such judge shall not practice as an attorney in any court in this state during the term for which he is appointed or elected. Nothing in this act shall be construed as in any manner affecting the right or jurisdiction of any court, judge, justice of the peace or police justice to hear, try and determine any case now pending in such court, or before such judge, justice of the peace, or police justice, or which may be commenced before the judge of said municipal court shall enter upon the duties of his office.

Municipal
judge Ashland
county, who
eligible.

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

Approved April 8, 1889.

[No. 912, A.]

[Published April 12, 1889.]

CHAPTER 316.

AN ACT for an act to authorize Frank Garrison, John Farrish, E. B. Rossier, J. D. Witter and G. F. Steele to raise, build and maintain a dam across the Wisconsin river, on section twenty-four, in township twenty-two north, of range five east, in Wood county.

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

SECTION 1. Frank Garrison, John Farrish, E. B. Rossier, J. D. Witter and G. F. Steele, their associates and assigns, are hereby authorized and empowered to raise, build and maintain a certain dam across the Wisconsin river, on section twenty-four, in township twenty-two north, of range five east, in Wood county, at such points on the east and west banks of said river as they may deem advisable, for the purpose of working and operating the water-mill or mills erected or to be erected on and near the same, and for the purpose of improving the navigation of said river by flooding the rapids above said dam, but the said dam shall not exceed thirteen feet in height, and

Authorizing
Frank Garrison
et al., to build
a dam across
Wisconsin
river.

How
constructed.

shall be so constructed, maintained and operated as not to obstruct or impede the running of lumber, logs or timber down said river; upon the terms and conditions hereinafter mentioned, namely, that a slide shall be constructed and maintained, and shall be kept open and in good condition of repair at all times when there are logs, lumber or timber to run over said dam, and no charge shall be made for the use of said slide for passing logs, lumber or timber over the said dam, which said slide shall be at least two feet below the general height of said dam, and shall not be less than forty-eight feet in width, and shall be constructed in conformity with the provisions of section 1601, of the revised statutes as amended by chapter 239, of the laws of 1881.

May overflow
lands and
exercise
powers under
section 1777
R. S.

SECTION 2. And for the purposes aforesaid, the said Frank Garrison, John Farrish, E. B. Rossier, J. D. Witter and G. F. Steele, their associates and assigns, are hereby authorized to overflow all such lands as shall be necessary for keeping up and maintaining such dam, and to acquire title to such lands for such purposes by purchase or lease; but in case they cannot agree with the owners of such lands so necessary for said purposes for the purchase, or lease or use thereof, or of the right of flowage thereof, or as to the compensation to be made for taking or flowing any such lands for such purposes as aforesaid, then they, the said Frank Garrison, John Farrish, E. B. Rossier, J. D. Witter and G. F. Steele, their associates or assigns, may acquire the same by proceedings of condemnation, in the manner provided and set forth in section 1777, of the revised statutes, as amended by chapter 318, of the laws of 1882, the provisions of which said section and chapter are hereby made applicable for the purpose of acquiring any such lands for the purposes aforesaid, under this act.

Legalising act
building dam,
1887.

SECTION 3. The dam heretofore built and maintained at the place mentioned in section 1, of this act, built in the year 1887, and the building of said dam and the maintenance of the same to the present time is hereby validated and legalized, but the legislature hereby reserves the power to amend or repeal this act at any time hereafter.

SECTION 4. All acts and parts of acts inconsistent with or contravening the provisions of this act are hereby repealed, and this act shall take effect

and be in force from and after its passage and publication.

Approved April 8, 1889.

[No. 903, A.]

[Published April 10, 1889.]

CHAPTER 317.

AN ACT to fix the time for holding the terms of court in the seventh judicial circuit.

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

SECTION 1. The terms of the circuit court of the seventh judicial circuit shall be as follows: For the county of Lincoln, the first Monday in May, and the first Monday in November; for the county of Marathon, the first Monday in March and the second Monday in October; for the county of Portage, the third Monday in November and the fourth Monday in March; for the county of Waupaca, the third Monday in January and the second Monday in June; for the county of Wausshara, the third Tuesday in April and the last Tuesday in September; for the county of Wood, the fourth Monday in May and the second Monday in December. All laws or parts of laws conflicting with any of the provisions of this act, are hereby repealed so far as they conflict therewith, and no further.

Terms of court
seventh judicial
circuit.

SECTION 2. This act shall take effect and be in force from and after August 1st, 1889, and no sooner.

Approved April 8, 1889.