

No. 503, A.]

[Published April 3, 1895.]

CHAPTER 99.

AN ACT to authorize D. J. Arpin, E. P. Arpin and Joseph L. Dugas, their associates and assigns, to construct, maintain and operate a canal from some point on Hemlock creek, in Wood county, through certain lands and returning again to said Hemlock creek.

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

Authorized to build a canal.

SECTION 1. D. J. Arpin, E. P. Arpin and Joseph L. Dugas and their associates and assigns, are hereby authorized and empowered to build, construct and maintain a canal for agricultural purposes and for purposes of transportation, irrigation and drainage from some point on Hemlock creek in Wood county, through certain lands in said county back to said creek.

Where to be located.

SECTION 2. The head of said canal shall be located on Hemlock creek at some convenient point on section seventeen, nineteen or twenty in township twenty-two north, of range four east, to be hereafter selected, at which point in said creek a dam may be constructed, and said canal shall be thence extended in a southerly direction to section thirty-three in said township and range, and from thence in a westerly direction to and connected with Hemlock creek at some convenient point to be hereafter selected.

Size of the canal designated.

SECTION 3. From the point where said canal shall cross the right of way of the Green Bay, Winona and Saint Paul railway southerly to section thirty-three, and in connection with the said Hemlock creek to the right of way of the Chicago, Milwaukee and Saint Paul railway, said canal shall be maintained of sufficient width and depth so as to float small boats drawing not exceeding twelve inches of water

and having a width not exceeding four feet; provided, always, however, that there shall be sufficient water obtainable in said canal for such purpose.

SECTION 4. For the purpose of supplying such canal with water the said D. J. Arpin, E. P. Arpin and Joseph L. Dugas, their associates and assigns, are hereby authorized to build, construct and maintain a dam in said Hemlock creek at such point as they may select on the sections hereinbefore named, and to draw water therefrom to supply said canal at the head of said canal.

May build and maintain a dam.

SECTION 5. Said canal shall be open to all persons for purposes of transportation of freight from May first to October twentieth of each year, and the rates that may be charged for the use of said canal for the purposes of transportation of freight thereon, shall not exceed one cent per hundred pounds for each mile of transportation.

Open time and charges.

SECTION 6. All persons owning lands along the line of said canal that are used for the cultivation of cranberries may, at any time prior to the construction of said canal, acquire an interest therein. But the interest and control that may be acquired by any one in said canal shall be proportioned to the whole interest, the same as the amount held or invested by him in such business bears to the whole amount owned or invested by all persons interested in such canal; and when not needed for navigation persons so interested in said canal may draw from said canal of the surplus water therein in proportion to their interest under such rules and regulations, however, as may be agreed upon by all the parties interested.

Owners of adjoining lands may acquire an interest

SECTION 7. The persons above named, their associates, heirs and assigns, for the purpose of constructing and maintaining said canal, may acquire by purchase or by condemnation proceedings in accordance with the provisions of section 1379a of the annotated statutes of Wisconsin, the strip of land two rods wide on each side of the center line of said canal.

May condemn land four rods wide.

SECTION 8. This act shall take effect and be in force from and after its passage and publication.

Approved March 29, 1895.

No. 77, A.]

[Published April 3, 1895.

CHAPTER 100.

AN ACT to amend sections 924 and 925, of the revised statutes of the state of Wisconsin of 1878, relating to the dissolution of village corporations.

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

Dissolution of village corporations, how effected.

SECTION 1. Section 1, of section 924, of the revised statutes of 1878, is hereby amended to read as follows: Section 924. Whenever an application in writing signed by one-third as many electors of any village incorporated by special act or under the general statutes of this state, as voted for village officers at the next preceding election therefor shall be presented to the village board, praying for dissolution of the village corporation, such board shall submit to the electors of such village, at a general election or special election called by them for that purpose, the question whether or not such village corporation shall be dissolved. The form of the ballot shall be "for dissolution" or "against dissolution;" such ballots shall be deposited in a separate box and such election shall be conducted, the votes thereat canvassed, and statement thereof made, filed and recorded as in other cases.

Duties of the village board of trustees defined.

SECTION 2. Section 925, of the revised statutes of 1878, is hereby amended so as to read as follows: Section 925. If two-thirds of the ballots cast at such election on such proposition shall be for dissolution, such village shall,