

No. 71 A.]

[Published April 1, 1897.]

## CHAPTER 145.

AN ACT to authorize George W. Volk and others to erect and maintain a dam across Oconto river in Oconto county, Wisconsin.

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

SECTION 1. George W. Volk, his associates, heirs and assigns, are hereby authorized to erect and maintain a dam across the Oconto river, in Oconto county, on land now owned or which may hereafter be acquired by purchase or lease by said George W. Volk, his associates, heirs or assigns on lots one and three of section twenty-six, township number twenty-eight north, of range number nineteen east, said dam to be constructed for hydraulic, manufacturing and booming purposes; and the said George W. Volk, his associates, heirs or assigns, are authorized to erect and maintain mills, machinery and necessary appendages to enable them to use the water of said stream for the aforesaid purposes; provided, that said dam shall not raise the water to exceed ten feet above the natural channel.

Authorized to maintain a dam across Oconto river.

SECTION 2. The said George W. Volk, his associates, heirs or assigns shall build suitable slides in said dam for running logs and timber over the same, and shall keep the same in repair. The same shall be kept open at all times when the river is at a driving stage, or when the water is being used for driving purposes, and there are logs and timber to run over said dam. The said George W. Volk, his associates, heirs and assigns, may erect and maintain booms for the stopping and holding in the mill pond hereby authorized to be created, of any logs or timber owned by the said George W. Volk, his

Shall build slides for the running of logs.

associates, heirs or assigns; provided, that such booms shall be constructed so as to allow free passage through said dam of any logs or timber owned or controlled by any other person or corporation, free of charge, without hindrance or delay, and at the cost of said George W. Volk, his associates, heirs and assigns.

Control of dam and slides to be in owner.

SECTION 3. The control of said dam and slides shall belong to the said George W. Volk, his associates, heirs and assigns, but subject always to the provisions of section 2, of this act, but subject to the rights and privileges heretofore acquired and now held by the Oconto river improvement company.

Must be subject to all statutory provisions.

SECTION 4. The dam so erected shall be subject to all provisions of chapter 146, of the revised statutes of 1878 and acts amendatory thereof, so far as said chapter and acts amendatory may be applied; provided, however, that the said George W. Volk, his associates and assigns, for the purpose of ascertaining the compensation to be made for overflowing or otherwise injuring the lands of others, may within six months from and after the passage and publication of this act, proceed according to the provisions of chapter 318, of the laws of 1882, and acts amendatory thereof.

Right to alter or amend reserved by legislature.

SECTION 5. The legislature hereby reserves the right to alter, amend or repeal the franchises granted in this act, whenever in the judgment of the legislature it is necessary and proper so to do.

SECTION 6. This act shall take effect and be in force from and after its passage and publication.

Approved March 31, 1897.