

No. 475, A.]

[Published April 21, 1903.

## CHAPTER 81.

AN ACT relating to fences or other structures unnecessarily and maliciously erected for the purpose of annoying owners or occupants of adjoining property.

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

**Fence may be a private nuisance.** SECTION 1. Any fence or other structure in the nature of a fence unnecessarily exceeding six feet in height, maliciously erected or maintained for the purpose of annoying the owners or occupants of adjoining property, shall be deemed a private nuisance.

**Action to abate.** SECTION 2. Any such owner or occupant injured either in his comfort or in the enjoyment of his estate by such fence or other structure, may have an action of tort for the damages sustained thereby; and the provisions of the statutes of 1898, concerning actions for private nuisances, shall be applicable thereto.

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

Approved April 20, 1903.