

No. 702, A.]

[Published June 16, 1905.]

CHAPTER 374.**AN ACT relating to legal fences.**

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

Legal fence defined. SECTION 1. There is hereby added to the statutes of 1898 a new section to be known as section 1390a, which shall read as follows: Section 1390a. No fence constructed or rebuilt after the passage of this act shall be deemed a legal and sufficient fence unless the same shall be constructed or rebuilt in either of the following manners:

1. A fence made of strong woven wire, the strands to be not less than No. 12 wire; cross wires or meshes to be not less than No. 16 wire. If cross wires are used they are to be not more than twelve inches apart, and if meshes, they are not to exceed eight inches square; the height to be not less than twenty-six inches, with three barbed wires at the top, the top wire being not less than fifty inches from the ground; the posts to be not more than sixteen feet apart.

2. A fence made of strong woven wire, the strands to be not less than No. 12 wire; cross wires or meshes to be not less than No. 16 wire. If cross wires are used they are to be not more than twelve inches apart, and if meshes, they are not to exceed eight inches square; the height to be not less than thirty-six inches, with two barbed wires at the top, the top wire being not less than fifty inches from the ground; the posts to be not more than sixteen feet apart.

3. A fence made of strong woven wire, the strands to be not less than No. 12 wire; cross wires or meshes to be not less than No. 16 wire. If cross wires are used they are to be not more than twelve inches apart, and if meshes, they are not to exceed eight inches square; the height to be not less than forty-six inches, with one barbed wire at the top, the top wire being not less than fifty inches from the ground; the posts to be not more than sixteen feet apart.

4. A fence made of strong woven wire, the strands to be not less than No. 12 wire; cross wires or meshes to be not less than No. 16 wire. If cross wires are used they are to be not more than twelve inches apart, and if meshes, they are not to exceed

eight inches square; the height to be not less than fifty inches, with posts not more than twenty feet apart.

5. A fence not less than fifty inches high consisting of boards firmly fastened to posts well set, not more than eight feet apart, the space between the ground and bottom board and each space between the boards to the height of thirty inches being not more than six inches.

6. A fence not less than fifty inches high, consisting of two boards and three barbed wires firmly fastened to posts well set not more than eight feet apart, the bottom board being not more than six inches from the ground and the space between the bottom board and the second board being not more than six inches, and the space between the second board and the first wire being not more than six inches.

7. A fence consisting of a combination of wire and pickets with posts well set not more than sixteen feet apart and connected by three or more wires not less than No. 12, with pickets not less than four feet long woven in or fastened thereto, and set not more than six inches apart.

8. All fences consisting of rails, boards or stone walls or any combination thereof, and all brooks, rivers, ponds, creeks, ditches or hedges, which shall in the judgment of the fence viewers, within whose jurisdiction the same may be, be considered equivalent to either of the fences herein mentioned.

All measurements herein mentioned shall be made at the place of attachment in all cases.

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

Approved June 14, 1905.