

No. 567, S.]

[Published July 15, 1907.

CHAPTER 589.

AN ACT to create section 926—146m, of the statutes, fixing the salaries of assessors in cities of the first class.

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

SECTION 1. There is added to the statutes a new section to read:

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SECTION 2. All laws, general or special, in so far as they conflict with the provisions of this act, are repealed.

Approved July 12, 1907.

(In effect from and after date of publication)

No. 553, S.]

[Published July 15, 1907.

CHAPTER 590.

AN ACT to authorize the city of Washburn to construct and maintain a dam across the Sioux river in the county of Bayfield for public uses and purposes.

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

Height of dam; location; purposes. SECTION 1. The city of Washburn is hereby authorized to construct and maintain a dam not exceeding sixty feet in height across the Sioux river at such place on the north one-half of the northwest one-quarter of section 19 in township 49 north, of range four west, the common council of said city shall by resolution, hereafter determine, for the following purposes:

(a) To obtain hydraulic power for generating electricity for lighting the streets, bridges and public buildings of the city of

Washburn, and furnishing electric light to the inhabitants thereof.

(b) To obtain hydraulic power to be used for any other lawful municipal purpose.

(c) To enable the grantees to improve the navigation of said river.

Surplus water power. SECTION 2. In case the dam so constructed and maintained shall make available for use any surplus power which shall not be continuously needed and used for the purposes aforementioned, the said city is hereby authorized and empowered to let, lease or rent the same for use for any lawful private purpose, such lease, however, not to be for a longer term than ten years.

Free navigation, log passage, etc. SECTION 3. Such dam shall be so built and maintained as not to materially obstruct or impede the navigation of said river or the running of logs or forest products down said river.

Condemnation proceedings. SECTION 4. 1. For the purpose of erecting said dam and maintaining and operating the same at such height authorized by this act, the said city is hereby authorized to take, over-flow and use any land or lands which will at any time be over-flowed by reason of the construction and operation of said dam, and maintaining the same and to take and use all the other property necessary for such purposes, or for any of the public uses and purposes for which authority is by this act granted to erect such dam and maintain the same.

2. For the purpose of acquiring title to such lands and other property, the said city is hereby authorized to exercise the right of eminent domain under and in pursuance with section 1777a, 1777b, 1777c and 1777d of the statutes of 1898 and laws amendatory thereof and supplementary thereto.

3. This act shall be deemed to authorize the taking and acquisition of title to any lands or other property already devoted to public uses to such extent as may be necessary for effectuating the purposes of this act by the exercise of the right of eminent domain under and in pursuance with sections 1777a, 1777b, 1777c and 1777d of the statutes of 1898 and laws amendatory thereof and supplementary thereto, as fully as if such lands or property were devoted to private uses.

Collection of damages. SECTION 5. Any damage for which said city may be liable by reason of the exercise of the powers

of eminent domain, authorized to be exercised by the said city by this act, or by reason of the construction or maintenance or operation of said dam, shall not be a lien on any of the property of said city, but shall be collected as other judgments against cities are collected.

Fishway. SECTION 6. Said dam shall be provided with a sufficient fishway or fishways, to be approved by the board of commissioners of fisheries, and such fishway or fishways shall at all times be kept and maintained in good repair and open for the free passage of fish up and down said river.

Amendment and repeal reserved. SECTION 7. The right of the legislature to amend or repeal this act at any time, is hereby reserved.

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

Approved July 12, 1907.

No. 492. S.]

[Published July 15, 1907.

CHAPTER 591.

AN ACT to authorize Franklin J. Wood, his heirs, associates and assigns, to build and maintain a dam across the Chippewa river on section thirty-six, township thirty-seven north, of range seven west in Sawyer county, Wisconsin.

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

Location of dam; height; land flowage and condemnation. SECTION 1. Franklin J. Wood, his heirs, associates and assigns are hereby authorized to build and maintain a dam across the Chippewa river in Sawyer county, Wisconsin, at such place as they may elect, on section thirty-six, township thirty-seven north, of range seven west, for the purpose of utilizing the water power created thereby, and for the purpose of improving the navigation of said river; provided that said dam shall not