

tions thereon, such permitted person and his employees to do no unnecessary damage thereon.

The permitted persons and their necessary employees shall not be guilty of trespass by doing upon said lands all work necessary to the taking of such levels and the making of such surveys and observations.

Any person to whom such permit is shown who shall thereafter interfere with the taking of such levels and the making of such surveys and observations or shall threaten to interfere with or prevent, the same shall be guilty of a misdemeanor and upon conviction thereof shall be fined therefor not less than five dollars or more than one hundred dollars and cost of suit, and in default of payment of such fine and costs shall be sentenced to be confined in the county jail not more than fifty days.

Whenever any person shall prevent or threaten to prevent any such permitted person or his employees going upon any land to take such levels and make such surveys and observations the facts may by any interested person be brought before the circuit court of the proper county and such court shall upon showing of the facts issue an injunction enjoining and restraining such person, his employees, agents and servants and all other persons from interfering with or preventing the taking of such levels or the making of such observations and surveys.

SECTION 3. This act shall take effect and be in force from and after its passage and publication; and the provisions of this act shall apply to all town drainage heretofore constructed or now in process of construction under sections 1359 to 1371a, inclusive, of the statutes.

Approved June 25, 1913.

No. 821, A.]

[Published June 27, 1913.

CHAPTER 580.

AN ACT to establish a dock line on the shore of Lake Monona, for the improvement of navigation, for the benefit of the public health, for the removal of a public nuisance, and for a public drive and public park purposes.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. A dock line is hereby established on the easterly and northeasterly shore of Lake Monona opposite fractional northeast quarter of section eight, fractional southwest quarter of northwest quarter and fractional southwest quarter of section nine, and fractional southeast quarter of southeast quarter sec-

tion eight, township seven north, range ten east, in the village of Fair Oaks and in the town of Blooming Grove, Dane county, Wisconsin, as follows, to wit:

Beginning at a point on the line between lots three and four, block one, Knickerbocker park in the said village of Fair Oaks, according to the recorded plat thereof, which point is one hundred and fifty feet south of the south line of Lake avenue in the said plat, thence easterly along a curve to the right with a radius of ten hundred and eighty feet to a point which is three hundred and forty feet from the center line of Milwaukee avenue in said village, said three hundred and forty feet being measured along a line which is at right angles to said Milwaukee avenue at a point thereon where it is intersected by the north line of section eight, township seven north, range ten east; thence southeasterly along a curve to the right with a radius of thirty-six hundred feet to a point on the prolongation of the line between the property owned by John F. Icke and Charles G. Riley, and that owned by Otto J. Heiliger, which point is seven hundred and fifty feet from the center line of the highway now running around Lake Monona across said section eight; thence southeasterly along a straight line to a point on the prolongation of the north line of Grove street in Fox's addition to the plat of Mound park in said town of Blooming Grove, said point being five hundred and thirty feet westerly from the west line of Mound street as shown on said plat; thence southerly to a point on the prolongation of the south line of lot nine in said Mound park, said point being five hundred and seventy feet from the west line of Mound street as designated on said plat; thence southerly along a curve to the right with a radius of fifteen hundred and sixty feet to a point which is one hundred and eighty-five feet south to a point on the south line of lot nine, block twenty, Lake Edge Park in the said town of Blooming Grove produced, which last point is six hundred and fifty feet from the west line of Lake Shore Drive as designated on said Lake Edge Park plat.

SECTION 2. The owners, including the town of Blooming Grove, of the land opposite said dock line are hereby authorized to fill out from the present shore line to the said dock line, for the purpose of removing the unsanitary and offensive condition of the lake between said present shore line and said dock line, and for the purpose of improving navigation of the waters of said lake, and for a public drive and public park purposes. The material for such filling may be taken from the bed of the lake beyond the said dock line.

SECTION 3. The land formed by the filling as herein authorized shall belong to and the same is hereby granted to and vested in the present riparian owners, subject only, however, to the following reservations, to wit:

1. A strip of said filling seventy-five feet in width lying immediately within and fronting on said dock line along the full length and distance of the lands now owned by said John F. Icke and Charles G. Riley, shall be and the same hereby is reserved to the public as and for a public driveway and public park; the title in fee thereto shall be and the same hereby is granted to and vested in the Madison Park and Pleasure Drive Association, a corporation organized under the laws of the state of Wisconsin, and its successors, in trust, however, for the city of Madison, Wisconsin, to be used for the purposes of such public driveway and public park. Such public driveway and public park shall commence at a point opposite and in front of lot eight in block one of Knickerbocker park in said village of Fair Oaks, and shall extend and continue along said dock line the full length and distance of the lands now owned by the said John F. Icke and Charles G. Riley, and said driveway shall extend across the southeast end of their said property to the public highway now running through the northeast corner of said section eight above described.

2. Said John F. Icke and Charles G. Riley shall build said public driveway on said seventy-five foot strip above mentioned, which driveway shall be constructed of asphalt filled macadam not less than nine inches in thickness and shall be about twenty-four feet in width at all points and shall be about forty feet from the water's edge at all points. They shall also contribute at least two thousand dollars towards the expense of constructing a reinforced concrete bridge across Starkweather creek where same shall pass through said driveway and parkway. The design of said bridge shall be approved by a representative of said John F. Icke and Charles G. Riley and a representative of the Madison Park and Pleasure Drive Association and the common council of the city of Madison, Wisconsin. If said bridge shall cost more than two thousand dollars, then the city of Madison shall pay such extra cost; and if it shall cost less than two thousand dollars, then said John F. Icke and Charles G. Riley shall only contribute such actual cost.

3. The right and privilege hereby granted to said Charles G. Riley and John F. Icke to so fill in in front of the land so owned by them is hereby granted upon the further condition, however, that they shall before commencing such filling dedicate to the

public as and for a public driveway a strip of land described as follows, to wit:

A strip of land sixty feet in width connecting Lake avenue in said Knickerbocker park and extending over and across lots six, seven and eight, in block one, in said Knickerbocker park, and connecting said Lake Shore drive; and shall also dedicate to the public as and for a public driveway, as soon as such filling is completed, the driveway sixty feet in width across the southeast end of all their said property now existing and hereafter to be formed of such filling.

4. Along the full distance of said dock line, except in front of the said property owned by said John F. Icke and Charles G. Riley, and the lands owned by F. W. Allis, located in section seventeen of said town, a strip of said filling thirty feet in width and lying fifty feet back from the said dock line, shall be and the same hereby is reserved to the public as and for a public driveway; the title thereto shall be and the same hereby is vested in the said Madison Park and Pleasure Drive Association and its successors, in trust, however, for the city of Madison, Wisconsin, to be used only for such public driveway. No buildings or structures of any kind or nature except boathouses shall be built, erected or constructed on said fifty-foot strip so lying between said public driveway and said dock line.

5. That no riparian owner shall be allowed and each is hereby forbidden and prohibited from filling in any portion of the lake between the present shore line and said dock line unless he or they shall fill in the entire distance from the present shore line to said dock line, but provided, however, that no riparian owner shall by virtue of this act be compelled to fill same or any part thereof.

6. That the filling of all of the said property authorized to be filled by virtue of this act shall be filled not less than three and one-half feet above the mean water level of said lake.

SECTION 4. This act shall take effect and be in force from and after its passage and publication.

Approved June 25, 1913.