

*as to the taking or acquisition of any land for such purpose, or otherwise, and such land has been taken or acquired by the city, it shall stay all proceedings in such action until the cause of the invalidity is corrected and a new assessment \* \* \* is had in the manner hereinafter mentioned. Thereupon the proper authorities shall proceed to correct the cause of the invalidity and to make a new assessment of benefits and damages against the property in the assessment district or to form a new district and make a new assessment therein, as the case may require, in like manner as required by law in the case of such original assessment, and such plaintiff shall have the same right to appeal from such new assessment as he or his grantors would have had to appeal from such original assessment.*

SECTION 2. This act shall take effect upon passage and publication.

Approved May 28, 1941.

No. 344, S.]

[Published June 2, 1941.

#### CHAPTER 150.

AN ACT to repeal and recreate 29.575 (1) and 29.576 (1) of the statutes, relating to muskrat and beaver farms.

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

SECTION 1. Section 29.575 (1) of the statutes is repealed and recreated to read:

(29.575) (1) The owner or lessee of any lands or private waters within the state of Wisconsin suitable for the breeding and propagation of muskrats shall have the right upon complying with the provisions of this section to establish, operate, and maintain on said lands or private waters, a muskrat farm for the purpose of breeding, propagating, trapping, and dealing in muskrats. The term private waters as used herein shall mean all waters or streams whether meandered or not which are of a normally shallow, swampy, marshy, or boggy character, not navigable in fact throughout the year by ordinary boats and pleasure craft and which are not of any substantial beneficial use to the public, and where all of the lands immediately abutting upon, surrounding, or bordering said waters, together with all riparian rights incident thereto, are owned or held under written

lease from the owner, by the person, firm, or corporation making application hereunder.

SECTION 2. Subsection (1) of section 29.576 of the statutes is repealed and recreated to read:

(29.576) (1) The owner or lessee of any lands or private waters within the state of Wisconsin suitable for the breeding and propagation of beavers shall have the right upon complying with the provisions of this section to establish, operate, and maintain, on said lands or private waters a beaver farm for the purpose of breeding, propagating, trapping, and dealing in beavers. The term, private waters, as used herein shall mean all waters or streams whether meandered or not which are of a normally shallow, swampy, marshy, or boggy character, not navigable in fact throughout the year by ordinary boats and pleasure craft and which are not of any substantial beneficial use to the public, and where all of the lands immediately abutting upon, surrounding, or bordering said waters, together with all riparian rights incident thereto, are owned or held under written lease from the owner, by the person, firm, or corporation making application hereunder.

Approved May 28, 1941.

No. 358, S.]

[Published June 2, 1941.

#### CHAPTER 151.

AN ACT to appropriate a sum of money to Mr. George E.

Noble as compensation for damages to a pea crop by the state highway commission.

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

SECTION 1. There is appropriated from the appropriation made in subsection (9) of section 20.49 of the statutes to Mr. George E. Noble, the sum of \$271.60, being compensation in full for all damages and expenses sustained to growing crops in 1940 caused by road oil dust loosened by road repair and construction having blown on to such field. Acceptance of this appropriation shall operate as a full and complete release and discharge to the state on the part of Mr. George E. Noble on account of damages to growing crops in 1940.