

[No. 189, A.]

[Published April 16, 1883.]

CHAPTER 210.

AN ACT in relation to the Seventh Ward Park in the city of Milwaukee, and to extend the provisions of chapter 235, of the laws of 1881.

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

May extend
seventh ward
park.

SECTION 1. In case the city of Milwaukee shall purchase, by agreement with the owners, any or all of the lands and property contemplated to be taken for the purpose of extending the Seventh ward park, according to the provisions of chapter 235, of the laws of 1881, or shall so purchase by agreement any interest in, or any undivided part or share of any such lands and property, it shall be lawful for said city, and the proper officers of said city are hereby authorized and required to make an assessment of benefits on lands or premises benefited by such purchase by agreement, and to charge such lands or premises with the amount of such benefits in the same manner as is now provided by law for so charging lands or premises benefited, where lands and property are taken by condemnation for such purpose. When said city shall have purchased or determined to purchase by such agreement any undivided interest in, or any undivided part or share of lands or property to be taken for such purpose, it shall be lawful for said city to acquire the remaining interest, share or part of such lands or property by condemnation, as now provided by law for acquiring lands and property for such purpose.

SECTION 2. In case the common council of said city shall determine to purchase, by agreement with the owners, all the lands that shall be acquired for the purpose of the extension of said park under said chapter 235, the common council shall, upon the adoption of a resolution for that purpose, direct the board of public works to make and report their assessment of benefits to lands or premises that it ascertains and determines to be benefited by the purchase of such property for such purposes, in the same manner as said board would be required to ascertain and determine and make assessment of benefits, upon the confirmation of the report of the jury, in case such property had been taken under proceedings for

acquiring property for such purpose by condemnation. In case the common council shall determine to acquire for such purpose, a part only of such lands by purchase by agreement, and the remaining part thereof by condemnation, or in case any undivided interest or interests in any such lands shall be acquired by such purchase, and other interests in the same lands shall be determined to be taken by condemnation, then the common council shall, at the same time that it directs the board of public works to view the premises determined to be taken by condemnation for the purpose of ascertaining and determining the amount of damages to be paid to the owner or owners of the property proposed to be taken, direct said board, also, to view the premises determined to be acquired by purchase by agreement, and the premises in which any undivided interest is determined to be so acquired, and to ascertain and determine what lands or premises will be benefited by the taking and acquiring of the property for such use, as will that taken by condemnation, as that acquired by purchase by agreement, or in which any interest is so acquired, and to make report of its determination and assessment as now required by law in case of property taken for such purpose by condemnation. After the board of public works shall have been so directed by the common council in either case aforesaid, said board shall proceed as now required by law in a proceeding for the condemnation of such lands and all subsequent proceedings, rights and duties, either of the city or its officers or of private persons or parties in relation to such assessments of benefits, including appeals therefrom, the charging of the property therewith, and the collection of the same, shall be the same and shall be governed by the same laws as are now applicable to cases of assessments of benefits by the taking of such property by condemnation.

SECTION 3. Authority is hereby given to said How acquired. city to take by condemnation, or to acquire by purchase by agreement for the purpose of extending and completing said park, such portions of the tract of land lying east of the east line of Lake Avenue, as laid out and designated on the plat of Diedrich's subdivision of land, lying east of block one hundred (100) in the seventh ward

of the city of Milwaukee, as the common council of said city may, by resolution, determine to acquire for such purpose, and for that purpose all the provisions of said chapter 235 and of this act, applicable thereto, are hereby extended so as to include said last named tract of land, and are to be held and construed for all purposes, as if said tract of land had been originally named in and covered by the provisions of said chapter 235.

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

Approved March 30, 1883.

[No. 131, S.]

[Published April 14, 1883.]

CHAPTER 212.

AN ACT to vacate certain additions to the city of La Crosse.

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

Plat vacated.

SECTION 1. The plat of B. S. Reppy's addition of out-lots to the village (now city) of La Crosse is hereby vacated, but this act shall not be construed to authorize the closing of any portion of Main street, State street, or the road to the town of Campbell, passing through or embracing part of the territory of said addition.

More territory vacated.

SECTION 2. All that portion of E. D. Clinton and Blackwell's addition to the city of La Crosse lying east of the east line of Fremont or Fourteenth street, south of the south line of Travis street, and north of the north line of Chase street, and that portion of the same lying west of the west line of Fremont or Fourteenth street, south of the south line of Weston street and north of the north line of Chase street therein are hereby vacated; but this act shall not be construed to authorize the closing of any part of Travis street, Chase street, Fremont or Fourteenth street, Seward or Twelfth street, or of that part of Weston street lying west of the east line of Fremont street, or of the Mormon Cooley road, passing through or embracing part of the territory of said addition.

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

Approved March 31, 1883.