

No. 24, A.]

[Published April 5, 1901

## CHAPTER 122.

AN ACT to amend section 3, chapter 211 of laws of 1897, relating to the construction and maintenance of dams on the Rat river in Forest county, so as to authorize the taking by purchase, lease or condemnation proceedings of all lands overflowed by or necessary to the maintenance of such dams.

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

**Flowage rights to be acquired by condemnation proceedings.**

SECTION 1. Section 3 of chapter 211 of the laws of Wisconsin for 1897, is hereby amended so as to read as follows: Section 3. The said William Fellows, his associates and assigns, are also authorized and empowered to take and overflow all such lands as may be necessary for keeping up and maintaining such dams, for the purposes aforesaid, and to acquire title to such lands, for such purpose, by purchase or lease; but in case the said William Fellows, his associates and assigns, cannot agree with the owner or owners of any such lands required by them for the purchase, lease or use thereof, or of the right of flowage thereof, or as to the compensation to be made for taking or flowing any such lands, for such purpose as aforesaid, then they, the said William Fellows, his associates and assigns, may acquire the same by proceedings for condemnation, in the manner provided and set forth in sections 1777 to 1777d, inclusive, of the Wisconsin statutes of 1898, the provisions of which said sections are hereby made applicable for the purpose of acquiring such lands and rights of flowage.

**Application of act.** SECTION 2. This act shall take effect and be in force, from and after its passage and publication, and shall have application to any such dam or dams heretofore built, lands heretofore taken or overflowed, or improvements heretofore made, as well as to such dam or dams hereafter constructed, lands hereafter taken or overflowed and improvements hereafter made.

Approved April 1, 1901.