

No. 837, A.]

[Published July 12, 1907.

CHAPTER 517.

AN ACT to create sections 959—30l, 959—30m and 959—30n of the statutes, authorizing cities to lay and maintain tracks for a street railway upon and along bridges and viaducts within such cities, and to lease the same to street railway companies.

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

SECTION 1. There are added to the statutes three new sections to read:

* * * * *

Approved July 9, 1907.

(In effect from and after date of publication.)

No. 814, A.]

[Published July 12, 1907.

CHAPTER 518.

AN ACT relating to the levees in the vicinity of Portage, in the state of Wisconsin, and authorizing the application of the balance remaining of funds heretofore appropriated therefor to the future repair and protection thereof.

Preamble. Whereas, the levee commissioners appointed pursuant to chapter 419, laws of 1903, have submitted to the governor their report, showing the completion, according to the plans of their engineer, of the levees in the vicinity of Portage and further showing a balance of nine hundred eighty-three dollars and fifty cents to their credit with the state treasurer in the special fund appropriated and set aside to them by chapter 419, laws of 1903, and chapter 340, laws of 1905, out of the proceeds of the sales of lands granted by the United States to the state by act of congress of September 28th, 1850, for the purpose of building levees and the re-

ing, gas or street railway system and reserved therein to itself the option to purchase the same; and such city have exercised such option and proceeded to issue bonds for such purpose upon a two thirds vote of the electors in favor of such bond issue; and no action or proceeding to contest the validity of anything so done by such city in that behalf having been commenced; any such purchase and any such bonds are legal and valid, notwithstanding any failure on the part of such city to comply with any statutory requirement at the time existing.

(Ch. 145, 1907.) Made "Sec. 943t" by Sec. 7, Ch. 676, 1907.

Cities may lay tracks on bridges and viaducts. SECTION 959—30l. All cities are authorized and empowered to lay and maintain tracks for street railways upon and along bridges and viaducts within such cities.

(Ch. 517, 1907.)

Lease of such tracks to companies. SECTION 959—30m. Whenever any city of the state shall have caused to be laid and maintained tracks for street railways upon and along any bridge or viaduct within such city, such city may, through its common council, by ordinance lease such tracks to any street railway company authorized to operate street railways in such city, upon such terms as such common council may deem proper and expedient.

(Ch. 517, 1907.)

But no exclusive franchise. SECTION 959—30n. Such common council is prohibited from granting an exclusive franchise for the use of such tracks to a single street railway company, and is prohibited from granting an exclusive franchise to any single street railway company upon any street or streets running toward such bridge or viaduct as to prevent any other street railway company or companies from approaching and operating upon and along such tracks upon such bridge or viaduct.

(Ch. 517, 1907.)

Building lines: all cities may establish; engineer's plat. SECTION 959—35m. Whenever the common council of any city * * * shall by resolution decide that the establishment of building lines or the taking of the owner's right to build on any