

No. 29.

AN ACT to prevent trespass on school lands.

SECTION 1. *Be it enacted by the council and house of representatives of the territory of Wisconsin,* That if any person or persons shall hereafter trespass upon the school lands, or on the sixteenth section, by cutting down, destroying, or hauling from off the same, any timber or wood of any kind, mineral, stone, or stone coal, he or they so offending shall forfeit and pay, for every such offence, the sum of not less than twenty dollars, to be recovered before any justice of the peace within the county where such trespass may have been committed, upon complaint of any citizen or resident of the county; and the fine so recovered shall be paid over to the treasurer of such county, and be appropriated to the use of schools within the township where such trespass was committed.

Trespass on school lands, how punished.

Fine, to whom paid.

SECTION 2. This act to be in force from and after the first day of January next: *provided, however,* that this act shall not be so construed as to prohibit any person from using any of the timber on said school land for the purpose of cultivating such land.

Exception and proviso.

P. H. ENGLE,

Speaker of the house of representatives.

HENRY S. BAIRD,

President of the council.

H. DODGE.

Approved Dec. 9, 1836.

No. 30.

AN ACT to locate and establish a territorial road from the town of Milwaukee to the Blue Mounds.

SECTION 1. *Be it enacted by the council and house of representatives of the territory of Wisconsin,* That Solomon Juneau, Addison C. Nickell and John Messersmith, are hereby appointed and constituted a board of commissioners, to locate and establish a territorial

Road from Milwaukee to Blue Mounds.

Commissioners:

road from the town of Milwaukee, on Lake Michigan, via the town of Madison, to the Blue Mounds.

Meeting held,
when & where.

SECTION 2. *And be it further enacted*, That the commissioners aforesaid, or a majority of them, shall meet at Milwaukee on the second Monday in April next, for the purpose of proceeding to the discharge of their duties as commissioners aforesaid, and they are hereby authorized to adjourn from time to time and from place to place, as a majority of them may agree and determine.

Appointment of
officers and
agents, &c.

SECTION 3. *Be it further enacted*, That the said commissioners, or a majority of them, be and they are hereby required to employ one competent surveyor, and such number of chain carriers, and other hands as to them may appear necessary for the location of said road; that the said commissioners mark, or cause to be marked, the said road by them located, by stakes in the prairie, at a reasonable distance apart, and by blazing trees in the timber: that at the end of each mile the said commissioners do cause a large and prominent stake to be set, marking thereon the number of miles from the point hereinbefore named, from which they have last departed.

How laid off.

When road
finished.

SECTION 4. *And be it further enacted*, That the commissioners aforesaid, be and they are hereby required to commence and complete the survey and location of said road, as soon as may be practicable after their first meeting.

Plat of notes,
how filed.

SECTION 5. *And be it further enacted*, That said surveyor, who may be employed as aforesaid, be authorized and he is hereby required to make out a true and correct plat and field notes, by him kept in locating said road, within one month from the completion of the survey thereof; and that he make out and file one copy thereof in the office of the clerk of the district court of each county, through which the contemplated road shall pass; and the clerks of said courts, in whose office said plats shall be filed, shall record the same; and said road, when laid out and established, shall be forever the highway.

Compensation
to officers and
hands, what,
and how paid.

SECTION 6. *And be it further enacted*, That the said commissioners be allowed the sum of three dollars per day each, and the surveyor and other hands such sums as the said commissioners shall contract for, not exceeding the sum of five dollars per day, for the sur-

veyor, and not exceeding the sum of one and a half dollars each per day to the laborers; that the said commissioners do, after the completion of the survey of said road, make out, under oath, a true and correct account of their own as well as of the services of the surveyor and hands, charging each county through which the said road may be located, their proportion of the expenses, agreeable to the number of days employed therein; and the board of supervisors (or commissioners as the case may be) of the several counties against whom said accounts may be made, shall audit and settle the same.

SECTION 7. *And be it further enacted*, That the commissioners aforesaid, before they enter upon their duties as commissioners under this act, shall take an oath before some judge or justice of the peace, well and truly, and without partiality, to discharge the duties assigned them by this act. Oath of commissioners.

SECTION 8. *And be it further enacted*, That the commissioners, within thirty days after the completion of the survey of said road, shall make out a report of the manner in which they have discharged their duties, including in the said report an estimate of the probable cost of constructing the necessary bridges, and doing all the other necessary work, with any other remarks by them deemed pertinent; and that the said commissioners file one copy of said report in the office of the clerk of the district court for the counties through which the road shall pass, to be by said clerk recorded and preserved. Commissioners' report, how made and filed.

P. H. ENGLE,

Speaker of the house of representatives.

HENRY S. BAIRD,

President of the council.

Approved, Dec. 8, 1836.

H. DODGE.

No. 31.

AN ACT to divide the county of Iowa.

SECTION 1. *Be it enacted by the council and house of representatives of the territory of Wisconsin*, That all that part of the county of Iowa lying west of the fourth Iowa county divided.

TER. LAWS—7.