

tors of such town at the next town meeting to elect such an additional number of justices of the peace as will make up the number to which such town may be entitled by law, and such additional justices of the peace so elected shall hold their offices until the expiration of the term as now provided by law.

SEC. 3. This act shall take effect from and after its passage.

APPROVED February 2, 1846.

AN ACT to change the form of government of the county of Dane.

BE IT ENACTED by the Council and House of Representatives of the Territory of Wisconsin:

SECTION 1. That the act entitled an act to provide for the government of the several towns in this Territory and for the revision of county government, approved February 18th, 1841, and other acts amendatory thereto, now in force, shall be in force and take effect in the county of Dane, on and after the first Tuesday of April next.

First town meeting when held.

SEC. 2. The first town meeting to be held in said county, shall be held at the places hereinafter designated in the several towns, on the first Tuesday of April next, and it shall be the duty of the clerk of the board of county commissioners of said county at least twenty days prior to said day of election, to place in the hands of the sheriff of said county, three written notices to be posted up in each town of said county, specifying the time when and place where said town meeting is to be held for the election of town officers, and the said sheriff shall post up said notices in three of the most public places in each town, at least fifteen days previous to said election.

SEC. 3. At the time and place of holding such town meeting the electors present shall, between the hours of ten A. M. and

twelve M., organize such meeting by choosing a moderator and clerk to conduct such meeting, and thereafter such meeting shall in all respects be conducted in the manner provided by the acts and amendatory acts mentioned in the first section of this act. How organized.

SEC. 4. That the official duties and liabilities of the clerk of the board of county commissioners and treasurer now in office in said county shall extend to the expiration of the present year: *Provided*, The said clerk shall file with the treasurer of said county on or before the first Tuesday of April next, a bond to be approved by said treasurer in conformity with the acts now in force relative to clerks of the board of supervisors; *And provided, also*, the said treasurer shall, on the day of the first meeting of said county board of supervisors, give bond to the said board of supervisors of said county, in accordance with the provisions of the above mentioned act, and the act amendatory thereto; in default of which, in either case, the board of supervisors shall appoint some other suitable person to discharge the duties of said officers respectively, until others are duly elected and qualified. Clerk and treasurer to hold over. Provide.

SEC. 5. That township five north of range ten east, shall constitute a separate town by the name of Rutland, and the first town meeting shall be held at the house of Sereno W. Graves. Towns how constituted.

SEC. 6. That townships five and six north of range nine east, and township six north of range ten east, shall constitute a separate town by the name of Rome; and the first town meeting shall be held at the house of William Quivey.

SEC. 7. That townships five and six north of range twelve east, shall constitute a separate town by the name of Albion; and the first town meeting shall be held at the house of Jesse Saunders.

SEC. 8. That town five north of range eleven east, shall constitute a separate town by the name of Dunkirk; and the first town meeting shall be held at the house of Mr. — Lyons.

SEC. 9. That townships eight and nine north of range eleven and twelve east, shall constitute a separate town by the name of Sun Prairie; and the first town meeting shall be held at the house of John A. Peckham.

SEC. 10. That all of the remaining townships in said county shall constitute a separate town by the name of Madison; and the first town meeting shall be held at the Madison Hotel, in the vil-

Precincts may be established. **lage of Madison:** *Provided,* That the supervisors of said town may establish one or more precincts in said town for the purpose of opening the polls at the general election, and in said precincts the supervisors shall appoint judges of elections, and the votes shall be canvassed and returns thereof made in like manner as from the several towns in the county.

SEC. 11. That the several towns set off and organized by this act, shall each be entitled to, and enjoy all the rights and privileges which are granted by law to the other towns of this Territory.

SEC. 12. All laws in force of a general or local nature contravening any of the provisions of this act, are hereby repealed.

SEC. 13. The three supervisors of the town of Madison shall each be entitled to a seat in the county board of supervisors, and to have a vote in the transactions of county business.

APPROVED February 2, 1846.

AN ACT to amend an act entitled "an act concerning divorce."

BE IT ENACTED by the Council and House of Representatives of the Territory of Wisconsin:

SECTION 1. That in all cases where a husband or wife shall have been, or may be sentenced to a state's prison or penitentiary by any court of competent jurisdiction, for a term of two years or more, such sentence shall be a valid cause of divorce from the bond of matrimony, and the party seeking to avail himself or herself of the advantage of such sentence, may petition any District Court of this Territory in the same manner as is provided in the act to which this act is amendatory, and the same proceedings shall thereupon be had and the court shall render such decree thereon as the said act authorizes and provides: *Provided,* That the proceedings to obtain said divorce shall be commenced in said

Cause of divorce.

Proviso.