

Electors to
vote "yea" or
"nay."

first Tuesday of April next, may vote "yea," or "nay," in favor or against the adoption of the last preceding section of this act; and if a majority of the votes cast upon the said question shall be "yea," then the said section shall take effect on the first day of May next; but if a majority of said votes shall be "nay," then said section shall be void and of no effect. The said election shall be conducted and the votes received, returned and canvassed in the same manner as provided by law for the election of county officers.

Commission-
ers to provide
temporary court
house.

SEC. 9. In case a majority of all the legal voters of Sheboygan county shall vote against the provisions of the 8th section of this act, it shall then be the duty of the county commissioners of said county to provide a temporary court house in said county, until further provided by law: *Provided*, however, that for such temporary purposes, the said commissioners shall not expend in any one year more than one hundred dollars for renting and furnishing of such court house, or other county building.

Proviso,

SEC. 10. No person shall be authorized to vote for the purposes specified in the 8th section of this act, who shall not have been at least twenty days a resident of such county immediately preceding such election.

APPROVED January 22, 1846.

AN ACT to divide the county of Portage and organize the county of Columbia.

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

Boundaries.

SECTION 1. That all that portion or district of country now embraced and known as forming a part of Portage county, bounded as follows: Beginning on the north line of township thirteen (13) at Fox river, thence running southerly along said river to

the south line of lands owned by the Menominee Indians; thence westerly on said line to the Wisconsin river; thence up the middle channel of said river to the east line of range No. seven east; thence south by the said east line of range seven east, to where it intersects said Wisconsin river; thence down the middle channel of said river to the county of Dane, on the south; thence east bounded by said county of Dane, on the south to Dodge county on the east; thence north bounded by said county of Dodge on the east to the county of Marquette on the north; thence west bounded by the said county of Marquette on the north, to the said place of beginning on the north-west, is hereby set off into a separate county which shall be called and known as the county of Columbia.

SEC. 2. That the county of Columbia aforesaid shall be organized after the first day of May next, for all the purposes both of county and judicial government, and shall enjoy all the rights, privileges, immunities and powers of the other counties within this Territory.

SEC. 3. There shall be an election held in the several towns or precincts of said county, such as now are or may hereafter be established by law, on the first Tuesday of April next, for the election of all such town or county officers, as the said county by virtue of its organization, and the provisions of this act shall be entitled to, who shall severally hold their offices until the next general annual election, and their successors are duly elected and qualified: *Provided*, That nothing in this act shall be so construed as to render the sheriff of said county to be elected a [as] aforesaid ineligible to a re-election at the ensuing annual election. Election where held.

SEC. 4. The said election shall be conducted in all respects in the manner now provided for holding the same under the law regulating general elections, and the votes cast at the same shall be returned and canvassed as therein provided; and the judges of said election (if there be no qualified commissioners or clerk of commissioners board) elect shall issue certificates of election as the clerks of the board of county commissioners are now authorized to do in other counties to any person duly elected under the provisions of this act. How constituted.

SEC. 5. That at said election the citizens of said county may

To vote for or
against seat of
justice.

vote for and against the establishment of the seat of justice for said county, but the same shall not be taken to be so settled or established without a majority of all the votes polled at said election shall be in favor of the same, at which place so receiving a majority of said votes, the offices of said county shall be held: *Provided*, That nothing herein contained shall be so construed as to allow the commissioners or people of said county to expend any greater sum than sixty dollars per annum in providing suitable rooms for the holding of courts in said county, and to be made a charge upon the people thereof until subsequently authorized by law.

Proviso.

SEC. 6. Said county so established, shall form a part of the second judicial district, and the courts therein shall be held semi-annually by the Judge of said district, at such times as he may determine, and until otherwise provided for by law.

Writs, &c.,
how prosecuted.

SEC. 7. All writs, process, appeals, recognizances or other proceeding already commenced, or that shall be so commenced before the said first day of May next, in the District Court of Portage county, shall be prosecuted to a final judgment and execution issued thereon in the same manner as they might have been had this act not passed; and execution on any judgment heretofore rendered in said court, shall have the like force and effect and may be executed and returned by the sheriff of Portage county; anything in this act to the contrary notwithstanding.

Duty of justice
of peace.

SEC. 8. Pursuant to the election herein provided for, it shall be the duty of some justice of the peace of said county, or justices within the limits of the respective precincts of the same, if there be one or more in each precinct, to post up, or cause so to be posted, notices of said election, the officers then and there to be elected, with all the purposes of the same, at two or more of the most public places in each precinct, at least ten days before the said day of election; for which services the said justice or justices shall receive such compensation as the commissioners of said county in their discretion shall thereafter see proper to allow.

Commission-
ers to meet.

SEC. 9. The county commissioners of said county so elected, on said day of election, shall meet as soon thereafter as may be, at the place so chosen for said seat of justice, and with the clerk of said county, all of whom being first duly qualified according to law and under oath by some justice of the peace, or other person au-

thorized to administer oaths, shall then and there proceed to organize said county and may then and there do and perform all such duties and services as may be required of them by law, in order that the said county shall be effectually organized as contemplated by this act, and to approve the qualification of other county officers.

SEC. 10. That all acts heretofore passed, contravening any of the provisions of this act, are hereby declared to be repealed.

SEC. 11. That the county of Columbia so set off, shall pay to the county of Portage, the proportion of the debts now owing by the county of Portage, in proportion to the number of inhabitants as shall be shown by the census to be taken in June next; which sum shall be collected and paid over to the county of Portage by the county of Columbia on or before the fifteenth day of April; A. D. 1847.

SEC. 12. This act shall be in force after its passage.

APPROVED February 3rd, 1846.

AN ACT relating to the county of St. Croix.

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

SECTION 1. The town of Stillwater and the town of St. Paul, in the county of St. Croix, are hereby declared to be election precincts for said county, and the qualified electors of said county may at any general or special election hereafter to be held in said county, meet at either of the said towns and cast their votes in the same manner and for the same purposes in all respects as is now provided by law at any established precinct; and the judges and clerks of any election that may be held at either of the said election precincts, or at any other precinct in said county, shall