

within the intent and meaning of sections twenty-six, twenty-seven and twenty-eight of chapter one hundred and thirty-two of title thirty of part four of the Revised Statutes, and shall be punished in the manner in said sections provided.

FREDERICK W. HORN,

Speaker of the Assembly.

SAMUEL W. BEALL,

Lt. Governor and President of the Senate.

Approved February 21st, 1851.

NELSON DEWEY.

An Act to amend an Act entitled "An Act to incorporate the village of Sheboygan." Chap. 97.

The People of the State of Wisconsin, represented in Senate and Assembly, do enact as follows :

SECTION 1. All that part of section twenty-two of said act, which reads as follows: "And all property which is by law exempted from sale on execution," is hereby repealed.

SEC. 2. All personal property within the limits of the incorporation of said village, which is now exempt by law from execution, not exceeding in value two hundred dollars, shall be exempt from taxation. Exemption.

SEC. 3. If any person whose real or personal estate is liable to taxation in said village, shall at any time before the tenth day of March in each year, make affidavit that the value of his personal estate liable to taxation, after deducting his property invested in the stock of any incorporated company liable to taxation on its capital, does not exceed a certain sum to be specified in the affidavit, or if he shall prove by the affidavit of himself, or that of a disinterested freeholder of said village, not of kin to him, that the value of his real estate does not exceed a certain sum to be specified in the affidavit, it shall be the duty of the Assessors of said village to value such real or personal estate at the sum specified in such affidavit, and the agent or attorney of any person whose property is assessed, may, in all cases, make affidavit as to its value, and such affidavit shall have the same force and effect as if made by his principal. Affidavit to govern assessment.

SEC. 4. The Assessors shall, on the last day of February in each year, give notice in one or more of the public Journals printed in said village, and by placing up in three of the most public places in said village, notices that they, on some day previous to the tenth day of March, will meet for the purpose of allowing all persons who may think themselves aggrieved by the assessment made by said Assessors, to make and bring in affidavits as to the actual amount of property on which by law they are bound to pay the taxes. Assessors to give notice.

judgments obtained shall be binding on the sureties of such Justice, when they have been made parties to the suit.

SEC. 4. It shall be the duty of each town Treasurer, within fifteen days from the first Monday in each of the months mentioned in the first section of this act, to pay over and account for all moneys collected by him by virtue of this act, to the County Treasurer of his county; and also at the time of such accounting and payment to make out and transmit to such County Treasurer, and to the Clerk of the board of Supervisors of his county a written statement, verified by affidavit, of each and all sums received and collected by him, setting forth therein the name of the Justice from whom he received the same, the date of such receipt and collection, the cause of complaint on which such sum was adjudged and the name of the defendant together with the date and time of such complaint and judgment.

Statement to County officers.

SEC. 5. In case any Town Treasurer shall neglect or refuse to pay over and account for within the time hereinbefore mentioned, any and all sums of money received by him by virtue of this act, it shall be the duty of the County Treasurer of the county, immediately to commence suit on the official bond of such town Treasurer against him and his sureties, and to prosecute the same in any court having jurisdiction of the amount claimed as delinquent, and the said town Treasurer and his sureties shall be liable to any judgment that may be obtained for moneys received by such town Treasurer, and not paid over, according to the provisions of this act.

When County Treasurer may sue sureties.

SEC. 6. In case any Justice of the Peace shall hereafter of his own will release any person complained of or accused before him, unless by order of the district attorney, or shall after trial and conviction impose a less fine than is prescribed by law, or after fine imposed shall remit, release or forgive any part of said fine, he shall be held liable to pay the full amount of the lowest fine imposed by law, or the full amount of the fine actually imposed by him, as the case may be. And if he shall give any time or delay to any person upon whom he has imposed any fine, or shall take any bond or security for the future payment of any such fine, he shall be held personally liable for the prompt payment of the said fine according to the provisions of this act, and shall not be entitled to any delay or extension of time from such town Treasurer, in his accounting for and paying over such fine as hereinbefore provided.

Justice personally liable.

SEC. 7. The refusal or neglect of any Justice of the Peace or town Treasurer to account for and pay over any moneys in his hands according to the provisions of this act, shall be deemed an embezzlement of the amount that remains in his hands,

Embezzlement.

SEC. 2. This act shall take effect from and after its passage.

FREDERICK W. HORN,

Speaker of the Assembly.

SAMUEL W. BEALL,

Lt. Governor and President of the Senate.

Approved, February 21st, 1851.

NELSON DEWEY.

An Act to provide for the more speedy collection and payment of fines, forfeitures and penalties remaining in the hands of Justices of the Peace. **Chap. 96.**

The People of the State of Wisconsin represented in Senate and Assembly, do enact as follows :

SECTION 1. It shall be the duty of the Town Treasurers of each town in this State, on the first Monday in the months of July, October, January and April in each year to visit each Justice of the Peace in his town, and to demand and receive of and from said Justice of the Peace any and all moneys which may or shall have been received by such Justice of the Peace on account of any fines, forfeitures or penalties adjudged and collected by him against and from any individual or persons on account of any complaint or prosecution on the part of this State.

Treasurers to collect moneys.

SEC. 2. The Town Treasurer shall be authorised to demand of any Justice of the Peace of his town, at any time he shall see fit, an examination of his docket and of all entries made therein relative to any complaint, suit or prosecution had by the State against any person, and also of all writs, process and papers of every kind issued in such cases; and it shall be the duty of such Justice of the Peace, on such demand being made, immediately to present such Treasurer for his examination his docket kept by him, and all process, writs and papers on file in his office pertaining to any suit on the part of the State.

Docket may be examined.

SEC. 3. Upon the refusal or neglect of any Justice of the Peace to pay over immediately and promptly to the town Treasurer of his town, on the demand of such Treasurer, any and all moneys which shall have been paid to or collected by him for fines, penalties or forfeitures as aforesaid, the town Treasurer is authorised, and it shall be his duty, immediately to prosecute in his own name as such Treasurer, the said Justice of the Peace and his sureties, on the instrument in writing or bond given by such Justice of the Peace in pursuance of section eighty-nine of chapter twelve of title four of part first of the Revised Statutes. And such suit may be commenced before any Justice of the Peace of the county, if the amount claimed as unpaid does not exceed the sum of one hundred dollars, and all

When Treasurer may sue sureties