

SEC. 7. The commissioner of public buildings and the treasurer of the territory, shall each receive one hundred and fifty dollars upon the completion of the capitol, for performing the duties required of them by this act. Compensation of treasurer & commissioner.

SEC. 8. The provisions of any law now in force in this territory, inconsistent with this act, are hereby repealed.

SEC. 9. In case the provisions of this act shall not be carried into effect, and it shall appear to the satisfaction of the governor, that the capitol will not be completed agreeably to its provisions, then, and in that case, the governor is authorized to issue his proclamation, thirty days at least previous to the commencement of the next regular annual session, convening the Legislative Assembly at Milwaukee: *Provided*, Suitable rooms are furnished in the said town of Milwaukee for the accommodation of the two branches of the Legislative Assembly when holding their sessions, and for committee rooms; also, an office for the executive, and offices for the accommodation of the several territorial officers, free from any charge or expense to the territory or general government. Governor authorized by a proclamation, to convene the next session at Milwaukee, in case.

SEC. 10. This act shall take effect, and be in force from and after its passage.

Approved, February 19th, 1841.

## No. 38.

AN ACT to enlarge the Boundaries of Portage County, and for other purposes.

*Be it enacted by the Council and House of Representatives of the Territory of Wisconsin:*

SEC. 1. That all that district of country lying immediately north of the counties of Sauk and Portage, and comprised in range two, three, four, five, six, seven, eight and nine, east of the fourth principal meridian, and extending to the northern boundary of the territory north, except fractional townships fourteen District annexed to Portage.

and fifteen north, in range nine east, shall be, and the same is hereby annexed to and made a part of the county of Portage.

Same with the county of Portage attached to Dane for judicial purposes.

SEC. 2. The county of Portage, together with the district of country by this act annexed, is hereby temporarily attached to the county of Dane for judicial purposes: *Provided nevertheless*, That nothing in this act contained shall in any way affect or vary any of the provisions of the act to apportion the members of the House of Representatives to the several counties of the Territory, approved August 8, 1840.

Portage to be organized for county government.

SEC. 3. That from and after the fourth Monday of March next, the said county of Portage shall be organized for all purposes of county government; and the people therein shall be entitled to all the benefits and privileges heretofore possessed and exercised by the citizens of other counties in this territory, organized for county purposes.

First election.

SEC. 4. The first election of county and township officers, shall be held on the fourth Monday of March next, when the polls shall be opened at the several precincts herein provided. The returns of the first election shall be made to the clerk of the board of county commissioners of Dane county, who shall proceed to canvass the votes and issue certificates in manner provided by law.

Tax to be paid to Dane by Portage.

SEC. 5. The county of Portage shall pay the county of Dane seven per centum of all taxes collected in said county of Portage, annually, to defray the judicial expenses of said county; and shall further pay the expenses of the detention and maintenance of persons committed on charge of committing any offence, and the expense of trial and punishment after conviction, where the offence shall have been committed within the boundaries of the county of Portage, not chargeable to the United States.

County offices, where to be kept.

SEC. 6. That the county officers of the county of Portage shall hold their offices at Wisconsin Portage.

All pending proceedings in court to be finished in Brown unless.

SEC. 7. All writs and proceedings now pending in the district and probate courts of Brown county, and which have originated in the district of country hereby attached to the county of Dane, shall be prosecuted to final judgment in said Brown county: *Provided*, Such suits may be removed to the

courts of Dane county on the petition of either of the parties litigant: and in such case it is made the duty of the clerk of the district court of Brown county to transmit to the clerk of said court in Dane county a transcript of all records appertaining to such suits.

SEC. 8. All that district of country bounded as follows, to wit: on the north and east by the boundary line between the territory and the state of Michigan; on the south by the counties of Manitowoc, Calumet and Winnebago, and the Fox river; and on the west by the county of Portage, shall be, and constitute the county of Brown. Boundaries of Brown.

SEC. 9. Nothing in this act contained, shall be construed to affect any rights heretofore claimed or exercised by said county of Brown, or the counties thereto attached for judicial purposes; nor shall it affect in any manner the right of the county of Brown to collect any delinquent taxes, or taxes on assessed lands within the limits of said Portage county, pursuant to the ninth section of the act for assessing and collecting county revenue. Rights of the city of Brown reserved.

SEC. 10. Election precincts in said county of Portage shall be as follows, to wit: at the Franklin House at the Portage; at Stephens' Mills at the Big Bull's Falls; at the house of E. Bloomer at the Grand Rapids; and at the house of Abraham Brawley on Mill Creek; and at Dickson and Stroud's Mills on Crawfish river: *Provided however*, The county commissioners of said county shall have the power to change the same upon the petition of twenty electors of the respective precincts. Election precincts established.

SEC. 11. All acts and parts of acts contravening any of the provisions of this act, are hereby repealed. Acts repealed.

SEC. 12. This act shall take effect and be in force from and after its passage.

Approved, February 18th, 1841.