

Take effect. SEC. 2. This act shall take effect and be in force from after its publication.
Approved March 14, 1859.

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[Published March 26, 1859.]

CHAPTER 106.

AN ACT to provide for the disposal and expenditure of the drainage fund monies in certain counties.

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

Interest, how paid over.

SECTION 1. That portion of the interest of the drainage fund which is due to the counties of Outagamie and Shawanaw for the year 1859, shall be paid over to county treasurer of said counties respectively, at the same time with the money due to said counties from the school fund for that year, and shall be paid out by said county treasurer only on the order of the commissioners hereafter mentioned for said counties respectively, as hereinafter directed.

How expended.

SEC. 2. The monies mentioned in section one of this act, shall be expended on that state road from Appleton to Shawanaw, which shall be laid out by virtue of an act passed at the present session of the legislature, entitled "an act to authorize the laying out of a state road from Appleton to Shawanaw," and on that part of said road which lies north of the south line, town 23, and all the money received by each county, shall be expended during the year 1859, on that part of said road which is in such county, under the direction of the commissioners hereinafter appointed for the said counties respectively, except as hereinafter provided.

Commissioners.

SEC. 3. Edward H. Stone, T. P. Bingham and Anson Ballard, are hereby appointed commissioners for Outagamie county, and said Stone shall be acting commissioner, and shall have the immediate superintendence of the work done on said road, and shall receive for his services the sum of two dollars per day, for every day actually spent by him in the superintendence of said work: *Provided*, that in case of the incapacity or refusal of said Stone to discharge the duties of acting commissioner as aforesaid, either of the other two commissioners may discharge the duties, and receive the pay, of acting commissioner until the register of deeds, county treasurer,

Provide.



and clerk of the board of supervisors of said county, by warrant under their hands appoint a substitute for said Stone.

SEC. 4. William Powell, Edward T. Sawyer, and Charles D. Westcott, are hereby appointed commissioners for Shawanaw county, and C. D. Westcott is hereby appointed acting commissioner for that county; and the duties and pay of the said commissioner shall be the same as prescribed by section 3 of this act, for the commissioners of Outagamie county, with the same provisions in case of the refusal or incapacity of the acting commissioner.

SEC. 5. The said commissioners shall have entire control and superintendence of the expenditure of the monies paid to their counties respectively. The commissioners of either county may draw orders on the county treasurer of their county, payable from the drainage fund. They may employ such overseers, laborers, or engineers, or let such contracts as they may deem necessary. They shall keep a record of their doings, and vouchers for all monies drawn out by them, and shall make a full report of their doings and expenditures to the county boards of supervisors of their respective counties, at the November session in 1859.

SEC. 6. The amount expended upon any one mile of said road shall not exceed two hundred dollars, and it is hereby provided, that a sum of money, not exceeding three hundred dollars, may be expended on the road leading from Appleton to Hortonville, known as the plank road, and the further sum of three hundred dollars upon any public highway in said county of Outagamie, that said commissioners in said county may direct the aforesaid monies to be taken from the monies belonging to the drainage fund of Outagamie county.

SEC. 7. It is hereby further provided, that after the year 1859, the portion of the interest of the drainage fund to which Outagamie county may be entitled, shall be paid over to the county treasurer at the same time with the money due said county from the school fund, and the same shall be expended by the board of supervisors of said county, in the drainage and reclamation of lands, by the building of roads with proper ditches in such portions of the said county, as the said board shall direct.

SEC. 8. The commissioners hereinbefore named for the county of Shawanaw, are hereby directed to expend one third of the drainage fund money going to the county of Shawanaw, upon the main road leading from the county

seat of Shawanaw, via Peterson's mill, to New London, the same to be expended within the limits of Shawanaw county, and not exceeding two hundred dollars on any one mile, and the remaining two-thirds shall be expended as hereinbefore directed; and it is hereby provided, that Edward T. Sawyer shall be the acting commissioner for the expenditure of the money herein set apart for the road from Shawanaw to New London.

Acting commissioner.

Repealed.

SEC. 9. All acts and parts of acts in so far as they contravene the provisions of this act are hereby repealed. Approved March 15, 1859.

[Published March 26, 1859.]

CHAPTER 107.

AN ACT to appropriate to A. F. Phillip the sum of \$366 32.

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

Appropriation.

SECTION 1. There is hereby appropriated out of any money in the state treasury not otherwise appropriated, to A. F. Phillip, the sum of three hundred and eighty-six dollars and thirty-two cents, being payment in full for services as military storekeeper, room rent and expenses incurred in transportation, and keeping of state arms; *Provided*, that the said A. F. Phillip shall receive the amount herein appropriated as full compensation for all claims or demands against the state, which he has or may have for salary, for keeping, cleaning or repairing state arms or military equipments, for room rent or incidental charges or transportation in and about the care and keeping of said state arms.

Proviso.

Receipt.

SEC. 2. The state treasurer is hereby authorized, on payment of the sum appropriated by section one of this act, to take a receipt for the same upon the terms herein provided.

Take effect.

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

Approved March 15, 1859.