

thereon, the company may deposit the amount of such judgment with the clerk of the circuit court for the county in which such judgment shall have been rendered, and the money so deposited in either case, shall be paid over by order of the court, to the person or persons who shall be adjudged by said court to be entitled to receive the same; service upon the secretary of the company at his office, or upon the claimant for damages, by leaving at his residence with any suitable member of his family, shall be deemed personal service.

SEC. 3. Nothing contained in this act shall be construed to prevent any other mode of determining such value, and damages as aforesaid, if agreed upon by the parties, nor take away or alter any of the powers, rights, franchises or remedies of any railroad company, excepting so far as it prescribes an uniform mode for, and procedure in, the assessment of compensation for damages to be made for lands and other property appropriated or to be appropriated by any railroad company for the uses and purposes of its road. And the tender or offer herein before provided for, shall be the commencement of proceedings (when the parties shall not otherwise agree) in all cases, and all subsequent proceedings shall be conducted as above provided.

Approved March 18, 1859.

[Published April 6, 1859.]

CHAPTER 169.

AN ACT to provide and appropriate compensation to certain officers of the legislature of 1859.

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

SECTION 1. There is hereby appropriated out of any money in the state treasury, not otherwise appropriated, a sum sufficient (with the amount already appropriated), to pay the per diem of certain officers of the legislature of 1859, at the following rates, viz: to the assistant clerks and sergeant-at-arms each four dollars per day: to all other clerks, postmaster, and assistant sergeant-at-arms each three dollars per day; to the assistant postmaster, door-keeper, and fireman, each two dollars and fifty cents per day; to all messengers, each one dollar and fifty cents per day.

SEC. 2. The per diem hereby established shall only be allowed from the commencement to the adjournment of the legislature, and each of the officers mentioned in this act is hereby authorized to receive his per diem from the state treasury on the certificate of the presiding officers of their respective houses, as to the number of days allowed for their attendance.

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

Approved March 18, 1859.

[Published April 6, 1859.]

CHAPTER 170.

AN ACT to amend sections 24 and 26, of chapter 18, of the revised statutes, entitled "an act of the assessment and collection of taxes."

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

Amendment. SECTION 1. Section 24, of chapter 18, of the revised statutes, is hereby amended by inserting after the word "contract," in the fifth line, the following, to wit: "and all lands mortgaged to the state;" also by inserting after the word "contract," in the twelfth line of said section, the following, to wit: "and all lands mortgaged to the state as aforesaid."

Amendment. SEC. 2. Section 26, of said chapter, is amended so as to read "commissioners of school and university lands," instead of "school commissioners."

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

Approved March 18, 1859.

[Published April 6, 1859.]

CHAPTER 171.

AN ACT to repeal section 27, of chapter 119, of the revised statutes, entitled "general provisions concerning courts of record, of the powers and duties of judges, and of attorneys and officers of court."

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

Repealed. SECTION 1. Section 27, of chapter 119, of the revised statutes, entitled "general provisions concerning courts