

by leaving a copy of the process, by the proper officer with the president or clerk, whose duty it shall be forthwith to inform the board of trustees thereof, or take such other proceedings as by the ordinances or resolutions of said board of trustees may be in such case provided. CHAPTER 115.

§ 9. The said village may lease, purchase, or hold real or personal estate, sufficient for the convenience of the inhabitants thereof, and may sell and convey the same, and the same shall be free from taxation. May hold real estate.

§ 10. No general law in this state, contravening the provisions of this act, shall be considered as repealing, amending, or modifying the same, unless such purpose be expressly set forth in such law. When only General Law shall repeal this act.

§ 11. The incorporation of the village of Pepin, and its organization, shall, in no manner, effect [affect] the organization, government, or boundaries of the present town of Pepin, which shall continue its existence as a town, with all its present rights and privileges, save and except those relating to streets and roads within said corporation. The taxes levied in the village of Pepin, by the trustees of said village; shall be for village purposes only, and the electors of the village of Pepin shall not in consequence of the organization of said village, lose any rights as electors of said town. Town of Pepin not affected by this act.

§ 12. This act shall be considered a public act, and shall be construed favorably in courts and places, and shall take effect and be in force from and after its passage and publication by the State Printer. Rights of electors of village.

Approved March 15, 1860. Public act.

[Published March 21, 1860.]

## CHAPTER 115.

AN ACT to amend an act to incorporate the Borough of Fort Howard and the act amendatory thereto, Approved October 13, 1856.

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

SECTION 1. All that district of country in the town of Howard, and county of Brown, described in the second section of this act, shall be, and is hereby annexed to the borough of Fort Howard, in said county, Territory annexed.

CHAPTER 116. and shall be subject to the laws, regulations and ordinances, governing said borough, to-wit:

Boundaries.

§ 2. Commencing at the northwest corner of the present boundary of the borough of Fort Howard, and running thence westerly on a line at right angles with the western line of said borough, to a point from which a line running southerly, at right angles, would touch the northwest corner of private claim number one, thence from said point southerly in a straight line, to said northwest corner of private claim number one; thence southerly along the western line of tract known as "Private claim on the west side of Fox river," to the southwest corner of private claim number twenty-four, thence easterly along the southern line of said private claim twenty-four, to the channel bank of Fox river, thence northerly along said channel bank to the southeastern corner of said borough, thence westerly along the southern line of said borough, to the southwestern corner of said borough, thence northerly along the western line of said borough, to the place of beginning.

Divided into two wards.

§ 3. The territory included in the present limits of the borough of Fort Howard, together with that described in the second section of this act, shall be divided into two wards; that part lying north of the north line of private claim number two, shall constitute the first ward, and that part lying south of said line shall constitute the second ward of said borough.

Property named in sec. 2 not liable to taxation for certain purposes.

§ 4. The property included in boundaries named in section second, shall not be liable to taxation for the payment of any debts heretofore contracted by the borough of Fort Howard, and all property heretofore acquired by said borough shall be subject to the control of the first ward only, and the said borough council shall not have power to make any disposition or change in the location of said property, without the consent of a majority of the trustees elected for said first ward, to be taken by yeas and nays, at a regular meeting of said council, and to be so recorded by the borough clerk.

Suits not affected by this act.

§ 5. All suits, complaints or other proceedings, pending before any court in which the borough of Fort Howard or the town of Howard is a party, or in any manner interested, shall continue to be proceeded in and decided in the same manner and with like effect, as if this act had not passed.

§ 6. The annual election of said borough shall, hereafter, be held on the first Tuesday in April, at which time there shall be elected, in and for said borough, one president, one treasurer, and one superintendent of common schools. There shall also be elected, at the same time and place, in and for each ward, five trustees. One of said trustees in each ward shall be designated by the electors as supervisor, who, by virtue of his office shall represent his ward in the board of county supervisors, in the same manner as the several towns are represented; and should either of said supervisors be, at any time, unable to attend the meeting of the county board, the borough council may appoint another from the trustees of his ward, to attend in his place. There shall also be elected, at the same time and place, two constables in and for each of said wards, and also one assessor in and for each of said wards. All of the aforesaid officers shall hold their offices for one year, or until others are elected and qualified. There shall be also elected, at the same time and place, in the first ward, one justice of the peace, to hold his office for two years and the justices of the peace, now acting in said borough shall hold their offices the same as if this act had not passed. There shall also be elected, at the same time and place, in the second ward, two justices of the peace, one of whom shall hold his office two years, and the other one year, and ever after one shall be elected annually, in said ward, to serve two years.

CHAPTER 115.

Time of annual election.

Officers.

Terms of office.

Justices of the Peace.

Terms.

§ 7. All taxes levied for improvements, road or school purposes; shall be expended in the ward where the same were levied; the ward moneys to be expended under the direction of the trustees of each ward.

Taxes, where expended.

§ 8. The next annual election shall be held in the first ward at the usual place of holding annual elections in the borough of Fort Howard, and in the second ward, at the school room in said second ward.

Next annual election.

§ 9. The property included in the present limits of said borough, shall not be subject to taxation for the payment of any debt heretofore contracted by the town of Howard, for which the property included in the limits named in section second is now or may be hereafter liable.

What property not subject to taxation.

§ 10. The council of said borough is hereby authorized to levy, from time to time, after the first Tuesday of April next, upon the taxable property included in the present limits of the said borough, special taxes for

Special taxes may be levied for purpose named.

**CHAPTER 148.** payment of any legal debts heretofore contracted by said borough, and, in like manner, to levy special taxes upon the property named in section second, for the payment of any legal demands upon the same, contracted previous to the passage of this act.

**Ordinance relating to swine.** § 11. The ordinance, with the amendments thereto, to restrain swine from running at large, heretofore passed by the council of said borough, shall remain operative, as to the first ward, but shall not apply to the second ward: *Provided*, That if, at any time, a majority of the trustees of said second ward shall make application to the borough council, in writing, to have said ordinance and amendments extended over the second ward, then said council shall have power to declare the same operative in said second ward, and to enforce the observance thereof.

**How only taxes collected.** § 12. No taxes for borough purposes, or for roads and bridges, shall be collected in either ward of said borough, unless the ordinance of said borough, directing the levy and collection of such taxes, shall receive the assent of a majority of the trustees elected for the ward in which such taxes are to be collected.

**Limit of taxes.** § 13. There shall not be levied or raised at any time, in said second ward, any tax for general borough purposes, buildings or improvements of any nature, more than three hundred dollars in one year.

**Effect.** § 14. This law shall take effect on the first Tuesday in April next, and all laws inconsistent with the provisions hereof, are hereby repealed.

Approved March 15, 1860.

[Published April 4, 1860.]

## CHAPTER 148.

AN ACT to amend the Charter of the city of Appleton.

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

**Council authorized to appoint street commissioner.** SECTION 1. The common council of said city shall, at their first regular meeting after the annual charter election, appoint some suitable and competent person to be street commissioner of the said city. The person so appointed shall hold his office for one year, and un-