

## CHAPTER 205.

[Published April 15, 1861.]

AN ACT to repeal Chapter 171 of the Private and Local Laws of 1856, entitled "An act to authorize the town of Ceresco to aid in the construction of the Winnebago Railroad."

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

SECTION 1. The whole of chapter 171, comprising <sup>Repeal.</sup> the above entitled act, is hereby repealed.

SECTION 2. This act shall take effect and be in force from and after its passage.

Approved April 11, 1861.

## CHAPTER 206.

[Published April 13, 1861.]

AN ACT to prevent the spread of Noxious Weeds.

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

SECTION 1. It shall be the duty of any and all persons residing upon or occupying any lands within this state, either as owner, lessee or otherwise, to destroy thereon all weeds of the species known as the snap dragon and Canada thistle, at such time and in such manner as shall effectually prevent their bearing seed. <sup>Snapdragon and Canada thistle.</sup>

SECTION 2. It shall be the duty of every overseer of highways within this state to destroy at such time as will prevent their bearing seed, any and all noxious weeds of the description named in section one of this act, that may be found growing either on the highway or on any unoccupied lands within the district for which he was appointed, or on occupied lands, if the person or persons residing thereon shall neglect to so destroy; and he shall be entitled to the same compensation for the time actually spent in such service as for the discharge of the ordinary duties of overseer or pathmaster, payable out of the town treasury, upon order of the town board of supervisors. <sup>Duty of overseers.</sup>

Penalty.

**SECTION 3.** Any person or persons of the class referred to in section one who shall fail to fulfill the requirements of said section, or any overseer of highways who shall not faithfully discharge the obligations imposed by the second section of this act, shall be deemed guilty of a misdemeanor, and on conviction of such failure or neglect, shall be punished by a fine not exceeding fifty dollars, nor less than five dollars.

Supervisors to prosecute.

**SECTION 4.** It shall be the duty of the supervisors of each town whenever any person or persons of the class named in section one, or any overseer of highways of such town, has refused or neglected to perform the duties required of him in sections one and two of this act, forthwith to prosecute such person or persons or overseer, for the recovery of such penalty; and in case any overseer in such town shall have destroyed any of the aforesaid noxious weeds upon any occupied lands, in obedience to the requirements of section two of this act, by reason of the refusal or neglect of the occupant or occupants of such lands to destroy the said noxious weeds, then it shall be competent for such supervisors to likewise prosecute the said occupant or occupants for the recovery of the expense of such destruction incurred by the said overseer.

Act to be published.

**SECTION 5.** It shall be the duty of the secretary of state, on or before the first day of May next, to forward printed copies of this act to each county clerk in the state, who shall cause the same to be published at the earliest practicable date, in at least one newspaper in the county in which he resides.

Repeal.

**SECTION 6.** Chapter 53 of the revised statutes and all laws inconsistent with the provisions of this act, are hereby repealed.

**SECTION 7.** This act shall take effect and be in force from and after its passage.

Approved April 11, 1861.

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## CHAPTER 207.

[Published April 15, 1861.]

AN ACT to lay out and establish a State Road.

(See Supplement to Local Laws.)