

## CHAPTER 377.

[Published June 24, 1862.]

AN ACT to amend section one of chapter 200 of the general laws of 1862, entitled "an act to authorize the city council of the city of Green Bay to subscribe, in behalf of said city, fifteen thousand dollars to the capital stock of the Chicago and Northwestern railway company, and to provide for levying and collecting a tax to pay for the same."

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**Commissioners.** SECTION 1. Section one of chapter 200 of the general laws of 1862, is amended [so] as to read as follows: "E. Holmes Ellis, Thomas Burnett and E. A. Torker are hereby appointed commissioners in behalf of the city of Green Bay, and are hereby authorized to subscribe, in the name and in behalf of the said city of Green Bay, to the capital stock of the Chicago [and] Northwestern railway company, the sum of fifteen thousand dollars, if said company shall receive the same and issue their capital stock therefor: *provided, however,* that no such subscription shall be made by said commissioners unless a majority of the legal voters of said city, voting on the question, shall first vote in favor of such subscription, in the manner in this section provided. It is hereby made the duty of the said commissioners, or a majority of them, to immediately cause to be published a notice of an election to be held by the legal voters of said city, at the usual places of holding elections in said city, at such time as may be designated in said notice, which time shall not be less than fourteen days from the date of said notice, and which notice shall call upon [each of] the voters of said city to deposit a ballot upon which shall be written or printed the words 'for the railroad subscription,' or the words 'against the railroad subscription.' The said election shall be held and conducted in the same manner that general elections are required by law to be held and conducted, and the votes cast at such election shall be counted, canvassed and returned in the same manner as the votes at any such general election; and the canvassers shall make, certify, sign and deposit with the clerk of said city, a statement of the whole number of votes cast upon the question, as well as

**Question to be voted upon.**

**Election.**

**Form of Ballots.**

**How canvassed, returned, &c.**

a statement of the number for the railroad subscription, and the number against the railroad subscription; and such certificate shall be as conclusive evidence of the fact as to the number of votes cast for or against such proposition, and also of the fact that such election was regularly held and conducted according to law, as in other elections held and conducted according to law. If a majority of the votes given at the election provided for in this section, shall be 'for the railroad subscription,' it shall be the duty of said commissioners to immediately subscribe to the capital stock of said railway company, provided in this section."

If vote in favor of question, commissioners may subscribe.

SECTION 2. This act shall take effect and be in force from and after its passage and publication; and all acts or parts of acts inconsistent herewith, are hereby repealed.

Approved June 17, 1862.

CHAPTER 378.

[Published June 21, 1862.]

AN ACT to amend the city charter of the city of Madison.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. The common council of the city of Madison shall have power, by order or resolution, to determine and establish the grade of the streets of the city, but shall not change the grade of any streets which have heretofore been established, and which can be ascertained and determined from the records of the city or the late village, nor any grade which may hereafter be established, except as provided by chapter six of the charter of the city.

Grade of streets.

SECTION 2. The fourth section of an act entitled "an act to amend an act entitled 'an act to incorporate the city of Madison,'" approved February 1st, 1858, is hereby so amended as to read as follows: "No sidewalk shall be ordered to be constructed where none has been constructed, except upon the petition of three-fourths of the owners of lots who reside upon the same,

Sidewalks

Petition necessary for new ones.