

## CHAPTER 39.

[Published February 24, 1874.]

AN ACT to provide for town wells in certain cases.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows :*May vote tax  
for town wells.

SECTION 1. At the annual town meeting of any town in the counties of Ashland, Bayfield, Douglas and Juneau, in the State of Wisconsin, it shall be lawful for a majority of the electors to vote a tax upon the taxable property of the town not exceeding the sum of five hundred dollars for any one year, which sum shall be used in boring or digging and maintaining one or more wells in said town, which shall be town wells and free to every inhabitant of said town.

SECTION 2. The said tax shall be levied and collected in the same manner as other town taxes are levied and collected.

Supervision  
thereof.

SECTION 3. The said wells shall be bored or dug under the supervision of the supervisors of the town and shall be located by them.

SECTION 4. This act shall take effect and be in force from and after its passage and publication.

Approved February 21, 1874.

## CHAPTER 40.

[Published February 24, 1874.]

AN ACT to repeal section 2 of chapter 388 of the private and local laws of 1870, relating to the election of city clerk for the city of Stevens Point, and to re-enact the law thereby repealed.

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

Repealed.

SECTION 1. Section 2 of chapter 388 of the private and local laws of 1870, is hereby repealed.

Restored.

SECTION 2. All acts and parts of acts repealed by section 3 of chapter 388 of the private and local laws of 1870, are hereby re-enacted, restored and declared to be in full force and effect.

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

Approved February 21, 1874.

## CHAPTER 41.

[Published February 24, 1874.]

AN ACT to amend section 10 of chapter 124 of the revised statutes, entitled "of the manner of commencing civil actions."

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

SECTION 1. Section ten of chapter one hundred and twenty-four of the revised statutes, is hereby amended by adding thereto the following, as subdivision six: "6. Where the action is brought to foreclose a mortgage upon real estate and the defendant is a proper or necessary party defendant to said action."

Section 10, ch. 124 revised statutes amended.

Approved February 21, 1874.

## CHAPTER 42.

[Published February 24, 1874.]

AN ACT to authorize the commissioners of school and university lands to reconvey to the county of Marathon, certain lands.

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

SECTION 1. The commissioners of school and university lands are hereby authorized and empowered to convey to the county of Marathon such lands as have been heretofore conveyed to the state of Wisconsin by said county, by virtue of chapter 22, general laws of 1867, through mistake or want of authority, and of which said county had no title at the time of making said conveyance, and where the tax sales on which such title is based have since been cancelled.

Lands may be conveyed to Marathon county.

SECTION 2. Upon the receipt of a list of such land from the county clerk of said county, stating the rea-