

deliver to the proper officers of his county a bond subscribed by two or more sufficient sureties in such penal sum as the board of supervisors of said county may determine, conditioned for the faithful performance of all his official duties as set forth in this chapter, and that he faithfully account for and pay to the county treasurer of said county all moneys which may come to his hands belonging to said county, and which by virtue of this chapter he is required to account for and pay as aforesaid. Section eighteen (18). All acts in conflict with any of the foregoing provisions are hereby repealed.

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

Approved March 5, 1875.

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## CHAPTER 343.

[*Published March 23, 1875.*]

AN ACT to amend chapter 127, of the laws of 1874, entitled, "an act to incorporate the city of Menasha."

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

Amended. SECTION 1. Section one of chapter eleven of said chapter 127, is hereby amended by striking out the words, "one assessor for each ward," in the sixth and seventh lines, and inserting in place thereof, the words, "two assessors for the city at large."

Amended. SECTION 2. Section two of chapter eleven of said chapter 127, is hereby amended by striking out the words, "and one assessor and one supervisor for each ward," in the third and fourth lines, and inserting in the place thereof, the words, "two assessors for the city at large, and one supervisor for each ward."

Amended. SECTION 3 Section five of chapter seven, of said chapter 127, is hereby amended by striking out the words, "the mayor and aldermen," in the first line of said section, and inserting in place thereof the words, "the mayor, city clerk, two assessors and one person to be appointed by the common council before the first day of July in each year."

Appointment of officers.

Amended— SECTION 4. Section 32, of chapter 13 of said chap-

ter 127, is hereby amended so as to read as follows: The compensation for assessors shall be two dollars per day, but in no case to exceed fifty dollars to each assessor.

Compensation  
of assessors.

SECTION 5. Section 41, of chapter 13, of said chapter 127, is hereby amended so as to read as follows: The aldermen of the several wards, together with one resident elector in each ward, to be appointed by the common council at each election, shall be the inspectors of election in their respective wards at all elections held under the provisions of this charter, and all general elections for state and county and United States officers.

Amended—  
Inspectors of  
election.

SECTION 6. Section 6, of chapter 10, of said chapter 127, is hereby amended so as to read as follows: One half of the net proceeds of all fines and penalties recovered and collected for the breach of any ordinance, by-law or regulation, made in pursuance of this chapter shall be paid by the city treasurer to the fire department, and the common council may also appropriate to members of the fire companies and hook and ladder company a sum not exceeding one thousand dollars for their services.

Amended.

One-half of  
fines and pen-  
alties to be paid  
to fire depart-  
ment.

SECTION 7. Section 4, of chapter 6, of said chapter 127, is hereby amended by striking out the word "twenty," in the third line of said section, and inserting in place thereof the word "ninety."

Amended.

SECTION 8. Chapter 6 of said chapter is hereby amended by adding thereto the following sections, which shall stand as sections 14, 15, 16, in said chapter 6, of said chapter 127: Section 14. The mayor and clerk shall, on or before the 25th day of March in each year, examine, audit and adjust the accounts of the treasurer and other officers of said city, and report the result of such examination to the common council for final adjustment; and no financial business shall be transacted after the said 25th day of March in each year, by the common council. Section 15. The city clerk shall, in the month of March in each year, make out a detailed statement of the receipts and expenditures of the city and the financial condition of the city, and have the same published in some newspaper published in said city. Section 16. While the bonded indebtedness of said city exceeds five per cent. of the assessed valuation of all the taxable property of said city, no further bonded indebtedness shall be incurred, nor at any time thereafter shall the bonded or interest bearing

Amended.

Settlement of  
accounts of  
officers.

Statement of  
finances of city  
to be published

Limit of bond-  
ed indebted-  
ness.

indebtedness exceed five per cent. of the assessed valuation of all the taxable property of said city.

Amended.

Appropriations  
and interest.

When loans  
to be made,  
question to be  
submitted to  
voters.

Notice of elec-  
tion to be given

Indebtedness  
not to be paid  
until due.

SECTION 9. Section 11, of chapter 6, of said chapter 127, is hereby amended so as to read as follows: No money shall be appropriated or drawn out of the city treasury, except in payment of accounts and demands allowed by the common council, and no interest shall be allowed or paid on any city order or certificate, except as hereinafter provided in this section. Whenever it may be necessary to borrow money for the use of said city, or to purchase or take up any bonded indebtedness of said city or which said city may be liable to pay the whole or any part of (except old village bonded indebtedness), before the same shall become due, the common council shall first, by a vote of a majority of all the members thereof, pass a resolution for that purpose, specifying the amount necessary to be so borrowed, or to purchase or take up any of said bonded indebtedness; and such resolution shall then be submitted to a vote of the qualified electors of said city, at an election to be called by the common council for that purpose, by publishing a notice, subscribed by the mayor and clerk of said city, in some newspaper published in said city, at least ten days before the time of holding such election, stating the time and place of holding such election, and the resolution to be acted upon, and in case no newspaper shall be published in said city, then by posting certified copies of such notice in three of the most public and conspicuous places in each ward at least ten days before the time of holding such election. The vote at such election shall be by ballot, and shall be "For the resolution" or "Against the resolution," and if a majority of all the votes cast shall be in favor of such resolution, then the same shall be deemed passed so as to authorize the said city to borrow money, or to purchase or take up any bonded indebtedness of said city, or which said city may be liable to pay before the same shall become due, as stated in the resolution. And no money shall be borrowed by said city, nor any bonded indebtedness of said city, or which said city may be liable to pay (except old village bonded indebtedness), shall be purchased or taken up in any other manner before the same shall become due. And no certificate of appropriation bearing interest, or other interest bearing evidence of indebtedness against said city shall be issued or paid except in conformity to

the foregoing provisions; but when the city shall be duly authorized, as provided in this section, to borrow money or purchase or take up any such bonded indebtedness of said city, or which said city may be liable to pay, the common council of said city may direct the mayor and clerk to issue certificates of appropriation or interest-bearing orders therefor, payable at such time or times as the common council may determine, and bearing such rate of interest as the common council may direct, not exceeding ten per cent. per annum, and when issued in conformity to the provisions of this section. the same shall be valid, and such interest may be allowed and paid thereon; *provided*, that nothing in this act contained shall be taken or construed so as to interfere with or prevent the payment by said city of interest coupons on the bonds legally issued by the town of Menasha, or said bonds, when they mature, to the extent of three-fourths of the amount thereof, or in any way to change or interfere with the provisions of section five of chapter thirteen of the act of which this is amendatory, defining the liability of the said city and of said town, in respect of said bonds and coupons, and the indebtedness created thereby; but all and singular the provisions of said section are hereby re-affirmed.

Council may issue interest bearing certificates.

Proviso.

SECTION 10. Section 12, of chapter 13, of said chapter 127, is hereby amended by adding to the end thereof the following: *And further provided*, that before the said city of Menasha shall purchase or take up any of the aforesaid bonded indebtedness, before the same shall become due, such question shall first be submitted to a vote of the qualified electors of said city, as provided in section 11, of chapter 6, of said chapter 127, as amended by this act, and shall have received a majority of all the votes cast at such election.

Amended.

Question of taking up bonded indebtedness to be submitted to voters.

SECTION 11. Section 8, of chapter 8, of said chapter 127, is hereby amended by striking out the first ten lines of said section, and the words "out the city limits, in the eleventh line of said section, and inserting in the place thereof the following: There may be levied annually, by the common council, upon the taxable property of said city, a road tax, not exceeding one-half of one per cent. of the assessed valuation of the taxable property of said city, which shall be included in the same assessment, and collected by the city treasurer at the same time and in the same

Amended.

Levy of road tax.

manner as other taxes are collected, and which may be expended in opening, improving or repairing any street, road or highway, at such place or places, either within or without the city limits, as the common council may deem most conducive to the general good.

Repeal of conflicting acts.

SECTION 12. Anything contained in said chapter 127, of the laws of 1874, conflicting with the foregoing amendments, are hereby repealed.

SECTION 13. This act shall take effect and be in force from and after its passage.

Approved March 5, 1875.

## CHAPTER 344.

[Published March 15, 1875.]

AN ACT to amend chapter 184, of the Revised Statutes, entitled "Of Inquests of the Dead." •

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

Amended.

Powers and duties of coroners of counties exceeding ninety-five thousand in population.

SECTION 1. Chapter one hundred and eighty-four (184) of the Revised Statutes, entitled, "Of Inquests of Dead," is hereby amended by adding thereto the following section: Section 14. In each and every county in this state whose inhabitants exceed in number ninety-five thousand, all the duties in the foregoing sections of this chapter required to be performed by justices of the peace, shall be performed by the coroner of such county, and such coroner is hereby invested with all the powers of a justice of the peace in taking inquests by virtue of any of the provisions of this chapter, and shall have and exercise exclusive jurisdiction and power in taking such inquest in this county, except in case of inability to attend to such duties, caused by his sickness or absence, in which case the same may be performed by any justice of the peace of such county. Section 15. Such coroner shall be paid quarterly out of the county treasury of the proper county, for the performance of all his official duties, and in lieu of all other compensation, a salary to be fixed by the board of supervisors of said county, and such coroner shall collect for all official services which he may perform (except in cases of inquest) such

Salary of coroner.