

lands described in the notice of appeal shall be located. And if the determination or judgment of the supervisors shall be affirmed by the decision of the commissioners, the party appealing from such determination or judgment shall pay all the costs and expenses of the proceedings had in the matter; but if such determination or judgment shall be reversed, then and in that case, the costs and expenses shall be paid by the town. Each of the commissioners shall be entitled to the sum of one dollar and fifty cents a day for their services, and the justice and constable shall be entitled to such fees as are allowed by law for like services in other cases. When an appeal shall have been made from the determination or judgment of the supervisors, refusing to lay out and establish a ditch, drain, or enlargement of a water-course, and such determination or judgment shall, upon an appeal, be reversed by the commissioners, the supervisors shall immediately proceed to lay out and establish such ditch, drain, or enlargement of a water-course, in accordance with the provisions of this act, and of chapter sixty-four, to which this is amendatory, the same as if they had themselves originally determined to lay out and establish such ditch, drain or enlargement.

Repealed.

SECTION 4. So much of chapter sixty-four of the general laws of 1871, and the acts amendatory thereof, as conflicts with the provisions of this act, are hereby repealed.

SECTION 5. This act shall take effect and be in force from and after its passage and publication.

Approved March 19, 1878.

[No. 473, A.]

[Published April 2, 1878.]

CHAPTER 265.

AN ACT to authorize the commissioners of school and university lands to loan a portion of the trust funds of the state to the town of Moscow, county of Iowa, in this state.

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

Loan authorized.

SECTION 1. The commissioners of school and university lands are hereby authorized to loan a portion of the trust funds of the state, not to exceed eight thousand

and (8,000) dollars to the town of Moscow, county of Iowa, in this state, and the said town is authorized to borrow a sum, not to exceed the amount above named, of the said commissioners and to issue to said commissioners certificates of indebtedness so contracted; said indebtedness shall bear interest at the rate of seven per cent. per annum, and the said interest shall be paid annually together with not less than one-tenth (1-10) of the principal sum, till the whole is paid. When payable.

SECTION 2. The secretary of state shall, each year, until the whole loan be repaid, furnish to the county clerk of said county, the amount which will be due from such town at the same time that he furnishes to that officer a statement of the state tax. It shall be the duty of the county clerk on receiving such statement to include the amount due from such town in his apportionment of the state taxes to the town, but it shall be carried out in a separate column, and the town clerk of said town shall charge such amount on his tax roll and the tax shall be collected by the town treasurer and paid with the state tax to the county treasurer who shall pay it over to the state treasurer with the state taxes. Secretary of state to apportion with state tax, the amount due.

SECTION 3. Before contracting any debt, and before any of said funds shall be delivered to said town in exchange for said certificates of indebtedness, the supervisors of said town of Moscow shall file with the secretary of state an acceptance of the provisions of this act, and of the terms and limitations herein provided for. Acceptance.

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

Approved March 19, 1878.

[No. 816, A.]

[Published March 30, 1878.]

CHAPTER 266.

AN ACT to appropriate a sum of money therein named to the Eastern Monroe County Agricultural Society.

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

SECTION 1 There is hereby appropriated out of any money in the general fund of the state treasury not otherwise appropriated, to the Eastern Monroe Appropriation.