

SECTION 2. The presentation for audit and pay-<sup>Filing of claims</sup>ment of the several accounts for state printing by the said firms of Calkins & Proudfit and Calkins & Webb, to the legislature and to the secretary of state, as the said accounts allowed from time to time during the existence and after the expiration of the contracts of said firms for state printing, is hereby declared to have been, and such presentation of said accounts for audit and payment shall be held to be in all respects a good and sufficient "filing" thereof, and of the claims and accounts growing out of their said contracts for state printing, as is required by the constitution of this state: *provided*, in all cases, that such presentation for audit and payment, and such "filing," shall have been made within six years after such claims or accounts had accrued.

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

Approved March 19, 1878.

[No. 237, A.]

[Published March 29, 1878.]

## CHAPTER 296.

AN ACT to amend chapter three hundred and thirteen of the laws of Wisconsin for 1876, entitled "An act to revise, consolidate and amend the charter of the city of Racine, approved August 8, 1848, and the several acts amendatory thereof."

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

SECTION 1. Section one of title two of chapter three<sup>Amendment.</sup> hundred and thirteen of the laws of Wisconsin for 1876, entitled "An act to revise, consolidate and amend the charter of the city of Racine," approved August 8, 1848, and the several acts amendatory thereof, is hereby amended by inserting after the words "board of education," in the seventh line, the words following, viz.: "and one supervisor from each ward<sup>Supervisors.</sup> to represent such ward in the county board of supervisors of Racine county." And section three of said title two is hereby amended by inserting in the fourth line after the words "school commissioner," the words "and one supervisor."

SECTION 2. Title five of said act is hereby amended<sup>Amended.</sup> by adding thereto, as section twenty-six of said title, the following: Section 26. All streets and alleys<sup>Public streets, etc.</sup>

which have been heretofore laid out, or which may be hereafter laid out, by the common council or otherwise, and which shall have been opened and used or worked and improved for four years successively, shall be held to be public streets and alleys, and no defect or irregularity in the proceeding of opening the same, or in the direction thereof shall affect the same.

Amended.  
Sidewalks,  
curbstones,  
gutters, etc.

SECTION 3. Section fifteen of title six of said act is hereby amended to read as follows: "The common council shall have power to cause sidewalks, curbstones and gutters to be built, rebuilt or repaired, and to assess the cost thereof against the particular lot or lots in front of which such work shall have been done. Such work may be done and required to be done without any petition therefor, upon the passage of an order or resolution by the common council, describing the location and the lots or lands in front of which such work shall be done, and naming the owners thereof, if known, and containing a particular description of the work, and naming the time (which shall not be less than ten days) in which the same shall be done; notice of such order or resolution shall be given, either by the service of copies thereof upon the owners of such lands personally, or by leaving a copy with the occupants of any building on such lot or lots, if they shall be occupied, or by a publication of such order or resolution in the official paper of the city at least ten days before such work is required to be done. The affidavit of the officer serving such order, describing the manner of such service, or the affidavit of the printer of the publication of such order, shall be *prima facie* evidence of such service. If, after the time mentioned for the performance of such work in such order, such work, or any part thereof, shall not have been done, the common council may cause such work to be done by contract or by men in its employ, and shall charge the particular cost of such work done in front of or contiguous to any lot or parcel of land as a special assessment against the respective lot or lots in front of or contiguous to which such work shall have been done, and certificates of special assessments may be issued thereon, and such assessment shall be collected as other taxes are collected.

Amended.  
Construction of  
improvements.

SECTION 4. Title six of said act is hereby amended by adding thereto as a new section, the following: Section 18. The common council shall also have power to construct and cause the construction of breakwaters, sheet piling, piers or such other protections as may be planned

or devised, for the purpose of protecting the lake shore within the city limits against the encroachment of Lake Michigan, and to make the necessary appropriations therefor, and to levy ward taxes and special assessments upon real estate specially benefited by such works of protection. But before ordering such works of protection the common council shall cause plans and specifications and an estimate of the cost thereof to be made; and the same when authorized by the council shall be let by contract to the lowest responsible bidder or bidders, upon reasonable notice given in the official paper of said city of the time and place of receiving bids. And the common council may require sufficient bonds for the proper performance of such work, and may reject all bids if above the estimated cost or for failure to give bonds. After the expense of the work shall have been ascertained, the council shall determine the amounts intended to be charged as special assessments against each and every particular lot or parcel of land, which in its opinion shall be benefited by such protections and the amounts which shall be paid by the ward. A statement of such special assessments shall be published in the official paper of the city, with a notice that all persons interested may appear before the common council at a time therein named, not less than eight days from the first publication thereof, and be heard on the subject of such assessments. At such time the common council shall hear all parties interested, and make such corrections in the assessments as it may deem just. The contractors shall be required to receive as part payment the certificates of such special assessments, and such special assessments shall be a lien and be collected as other taxes are collected. No petition shall be requisite to authorize the common council to contract for such work and to levy the expense as herein provided.

SECTION 5. Title nine of said act is hereby amended <sup>Amended.</sup> by adding thereto as section eight, the following: The <sup>Jurisdiction of</sup> justices of the peace elected in said city shall have exclusive jurisdiction to hear, try and determine all prosecutions brought for the violation or non-observance of any provision of this act, or of any ordinance passed by virtue thereof or now in force in said city, and to render judgments and impose fines, penalties and punishments in accordance therewith, subject to appeal to the circuit court of Racine county.

SECTION 6. Section one of title twelve of said act is <sup>Amendment.</sup> hereby amended by striking out the words "two hun-

dred dollars," after the words "to the superintendent of poor," and insert in place thereof the words "three hundred dollars." And also by striking out the words "four hundred and fifty dollars," after the words "to bridge tenders," in said section, and insert in place thereof the words "five hundred dollars."

**Amendment.** SECTION 7. Section five of title eleven of said act is hereby amended by inserting after the words, "fire department" in the second line of said section the words "who shall hold his office for two years."

**Amendment.** SECTION 8. Section one of title thirteen of said act is hereby amended by striking out the following sentence occurring after the figure seven: A sum not exceeding fifteen hundred dollars (\$1500) for a police fund, and inserting in lieu thereof the following: A sum not exceeding two thousand dollars (\$2,000) for a police fund.

**Amended.** SECTION 9. Title fourteen, section twenty-one of chapter twenty-six of the laws of Wisconsin for 1877, is hereby amended by adding to the end of section five of said title, the following: And the county treasurer shall thereafter proceed to collect such taxes and assessments, and the same proceedings shall be had for the sale and redemption of lands for such taxes and assessments, and the conveyance thereof, as is now or shall hereafter be provided by law for the collection of taxes, and the sale and redemption and conveyance of lands returned by town treasurers, and such sales and conveyances shall be of like force and effect.

**Special tax levy** SECTION 10. The common council of said city is hereby authorized to levy, at the annual levy of taxes for the year 1878, the sum of twenty five hundred dollars (\$2500), for the purpose of paying for fire engines and apparatus purchased, in addition to the sum now authorized to be levied. And said common council is hereby also authorized to appropriate available or surplus sums from the poor fund and the bridge fund for the purpose of paying for the bridge over Root river from Fourth to Bridge street, and to repay to said funds the amounts thus appropriated therefrom in the manner provided by an act entitled "An act to legalize the contract for the building of a bridge on Fourth street, in the city of Racine, and to provide for the payment thereof," approved February 21, 1878.

SECTION 11. This act shall take effect and be in force from and after its passage.

Approved March 19, 1878.