

SECTION 3. This act shall take effect and be in force from and after its passage and publication.
Approved April 12, 1887.

No. 748, A.]

[Published April 23, 1887.]

CHAPTER 432.

AN ACT to amend chapter 260, of the laws of 1877, entitled, "an act to revise, consolidate and amend the charter of the city of Stevens Point, approved May 17, 1858, 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 6, of subchapter 3, of said act, is hereby amended so as to read as follows: Section 6. The elections shall be held and conducted in the same manner as elections under the general laws of the state, and all safeguards against illegal voting and penalties therefor, shall be as provided in such general laws, and the board of inspectors and clerks of election shall be constituted and appointed and vacancies therein shall be filled as provided by law in regard to general elections.

Conduct of elections

SECTION 2. Section 9, of subchapter 8, of said act, is hereby amended so as to read as follows: Section 6. It shall be the duty of the city clerk immediately upon receipt of the assessment roll, to make out in books to be called a tax roll, a complete list of all the taxable real property therein arranged in regular order, as to lots and blocks, and sections and parts of sections by the proper corrected descriptions; and enter opposite, in separate columns the name of the person to whom assessed before, and the valuation thereof ascertained as aforesaid after such descriptions; and also a complete alphabetical list of all persons having taxable personal property in said city, with the aggregate valuation of such property as aforesaid, and upon receipt of the certificate from

Duty of city clerk in regard to assessment roll.

the county clerk of the apportionment of the state, county and county school tax apportioned to said city, the city clerk shall calculate and carry out upon said roll in columns provided for that purpose, a statement of the several taxes levied for state, county and city purposes, and all special taxes levied by the common council in such separate columns as may be necessary with the total footings carried out opposite each assessed valuation in dollars and cents, rejecting the fraction of a cent when less than one-half, otherwise reckoning said fraction as a cent.

Delivery of tax roll to treasurer.

SECTION 3. Section 10, of subchapter 8, of said act, is hereby amended so as to read as follows: Section 10. The city clerk shall, upon the completion of said tax roll, deliver the same to the city treasurer, if he shall be duly qualified as such, on or before the second Monday in December in each year.

Amended.

SECTION 4. Section 11, of subchapter 8, of said act, is hereby amended so as to read as follows: To each tax roll so delivered the city clerk shall attach a warrant under the corporate seal substantially in the following form:

The state of Wisconsin _____, treasurer of the city of Stevens Point, in the county of Portage:

You are hereby commanded to collect from each of the persons and corporations named in the annexed tax roll, and from the owners or occupants named, of the said real estate described therein, the taxes set down in such roll opposite to their respective names, and to the several parcels of land therein described; and in case any person or corporation upon whom any such sum or tax may be imposed shall refuse or neglect to pay the same, you are to levy and collect the same by distress of the goods and chattles of the person or corporation so taxed; and out of the moneys so to be collected, after deducting your fees, you are first to pay the treasurer of said county on or before the fourth Monday in January next the sum of _____ for state taxes; you are to retain and pay out as city treasurer according to law, the sum of _____ and the balance of said moneys you are required to pay to said treasurer, for county purposes, on or before the second Monday in February next; you are further required to make re-

turn to said treasurer of this warrant with said roll annexed, together with your doings thereon as required by law.

Given under my hand and the corporate seal of the city, this — day of —, 18—.

City Clerk.

Provided, that no personal property tax shall be returned by the city treasurer, but at the time of making his return to the county treasurer, of the real estate, the city treasurer shall return the personal property roll to the city clerk, who shall make a list of unpaid taxes charged therein and deliver the same with a warrant attached (as provided by the statute of the state in case of county treasurers) to the chief of police of the city of Stevens Point and the said chief of police shall immediately proceed to collect the same, and the city officers shall have the same power to collect said personal property tax as is now conferred by law upon county treasurers and sheriffs for the collection of personal property taxes.

SECTION 5. Section 5, of subchapter 9, of said act, is hereby repealed. Repealed.

SECTION 6. Section 8, of subchapter 4, of said act, as amended by section 4, of chapter 269, laws of 1883, is hereby amended by striking out the words, "which place shall be in some building owned by the city." Amendment.

SECTION 7. Section 16, of chapter 13, of said act, as amended by section 4, of chapter 191, of the laws of 1881, and section 8, of chapter 269, laws of 1883, is hereby amended so as to read as follows: Section 16. Every male inhabitant of the city of Stevens Point, over twenty-one and under fifty years of age, except active members of the fire department and those otherwise exempt by the laws of this state, shall pay into the city treasury annually the sum of one dollar, as a poll tax. It shall be the duty of the city clerk of the city of Stevens Point on or before the first day of June in each year, to make out duplicate lists of all persons liable to pay poll tax in said city of Stevens Point, which said clerk, with the mayor and city treasurer, shall constitute a board to determine the liability of persons entered upon said lists to pay such tax. The city clerk shall annex to each of said lists a warrant signed by the mayor Poll tax—how raised.

and city clerk, which shall be substantially in the following form:

To ———, treasurer of the City of Stevens Point:

You are hereby required to collect from the several persons named in the annexed tax list the tax set opposite to the names of such persons within the time limited by law, and in case any person upon whom such tax is imposed shall refuse or neglect to pay the same, you are to levy and collect the same by distress and sale of goods and chattels of the person so taxed, and to apply the taxes by you so collected and make due return thereof as required by law.

Dated ——— day of ———, 18—.

—————, City Clerk.

—————, Mayor.

The city clerk shall thereupon file one of said lists in his office for reference and deliver one to the city treasurer, who shall forthwith proceed to collect the same, and the said treasurer shall have power to appoint a deputy to collect the said poll tax, which said appointment shall be confirmed by the common council before said deputy shall commence to collect as aforesaid, and while said list is in his hands for collection, the treasurer, or his deputy, may put upon the same the names of all persons liable to such tax as may have been omitted therefrom, who shall then be liable the same as if the names were originally placed in such list; and all persons liable to pay such tax who shall not have paid the same within ten days after demand, either personal or by written notice left at their usual place of abode, shall be liable to, and shall pay a penalty of one dollar, together with the costs of prosecution, to be prosecuted for by said treasurer, or his deputy, in the name of the city of Stevens Point. The process in such case shall be by warrant. The moneys collected from poll tax shall be placed in the highway fund of said city. The city treasurer shall, on the first Monday in November in each year, return said poll tax list to the city clerk, with his doings thereon recorded, and the city clerk shall place all unpaid poll tax in the personal property tax roll for that year in a separate column, and the same shall be added to any personal property tax that may be charged against any such person.

SECTION 8. There shall be a new section added to chapter 12, of said act, to be called section 4. Section 4. All moneys by or raised in the city of Stevens Point for school purposes shall be disbursed by the city treasurer on the order of the president and secretary of the board of education, and such orders shall be the only vouchers of the city treasurer for payment from the school fund; and the amount expended by the said board shall not exceed the funds provided for school purposes. And the board of education shall be governed in all things not provided for in the city charter by the school laws of the state.

School moneys
how disbursed.

SECTION 9. Whenever any injury shall happen to person or property in said city of Stevens Point by reason of any defect or incumbrance of any street, sidewalk, alley or public ground, or from any other cause for which the said city would be liable, and such defect, incumbrance or other cause of said injury shall be produced by the wrong, default or negligence of any person or corporation, such person or corporation so guilty of such wrong, default or negligence, shall be primarily liable for all damages for such injury; and the city shall not be liable therefor until all legal remedies shall have been exhausted to collect such damages from such person or corporation.

Injuries by
defective side-
walks.

SECTION 10. Any and all persons, companies or corporations who shall plat or re-plat any tract, piece or parcel of land within the corporate limits of the city of Stevens Point shall before the same shall be recorded by the register of deeds for Portage county, submit the same to the common council for approval, and no such plat shall be recorded until the same shall have been submitted to and approved by the common council, and such approval certified to by the clerk of said city under the corporate seal, and the common council may require alleys in each block of any such plat.

Platting
streets.

SECTION 11. The common council of said city may grant to any persons, company or corporation, the full right and privilege and empower and authorize such persons, company or corporation to build for themselves, and own water-works in the city of Stevens Point, to maintain, operate and regulate the same, and the said city may, by contract, rent fire

Water-works.

hydrants of such persons, company or corporation, for such period and upon such terms, conditions and limitations as its common council in its discretion may determine, and in that event a sufficient tax may annually be assessed, levied and collected upon all real and personal property within said city, except such as may be exempt by the laws of this state, to meet the payment for rent of fire-hydrants, which said tax when so collected shall be kept as a separate fund to be known as the fire "hydrant fund." But before the city shall purchase such water-works, the question shall be submitted to a vote of the qualified voters of said city, being resident freeholders and a majority of said voters shall have voted for the purchase.

Street rail-
ways.

SECTION 12. The common council shall have power to authorize the building, construction and maintenance of street railways upon any of the public streets of said city upon such regulations and conditions as the said common council shall prescribe.

Repealed.

SECTION 13. All acts and parts of acts conflicting or contravening with the provisions of this act, are hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.
Approved April 12, 1887.

[No. 201, S.]

[Published April 28, 1887.]

CHAPTER 458.

AN ACT to amend chapter 37, of the laws of 1885, entitled, "an act to incorporate the city of Kaukauna."

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

Ward bound-
aries.

SECTION 1. Section 3, of chapter 1, of said chapter 37, of the laws of 1885, is hereby amended so as to read as follows: Section 3. The First ward of the city of Kaukauna shall consist of that