

Auditor to cancel warrants, and issue others of less denominations.

of the Territory, in such sum or sums as he may request, corresponding with the amount due for principal and interest on such bonds at the time of issuing such warrants; and upon issuing such warrants, the Auditor shall take up and cancel such bond, and report it to the Legislative Assembly at its next annual session.

SEC. 14. Section twelve of an act entitled an act to amend an act entitled "An act for assessing and collecting county revenue," approved Feb. 19th, 1841, be, and the same is hereby repealed.

SEC. 15. This act shall take effect from and after its passage.

Auditor and Treasurer may take oath before whom.

SEC. 16. It shall be lawful for the Auditor and Treasurer of the Territory to take the oath, which by law they are required to take, before any person authorized by law to administer oaths, any law of this Territory to the contrary notwithstanding.

GÉORGE H. WALKER,

Speaker of the House of Representatives.

MOSES M. STRONG,

President of the Council.

APPROVED, February 24th, 1845.

N. P. TALLMADGE.

AN ACT to amend an act entitled an act to provide for the government of the several towns in this Territory, and for the revision of County Government.

Be it enacted by the Council and House of Representatives of the Territory of Wisconsin:

Chairman to act as moderator.

SEC. 1. The chairman of the Board of Supervisors in each town, or in case of his absence or death, one of the assistant supervisors shall act as the chairman or moderator at all town meetings to be held in the several towns of this Territory under the act hereby amended and shall discharge all the duties imposed by law on the chairman heretofore required to be elected at such annual town meeting.

Officers to be chosen by ballot.

SEC. 2. All the officers to be elected at any town meeting except overseers of highways and fence viewers, shall be chosen by ballot, and all persons otherwise duly qualified by law to vote who shall have actually resided in any town for thirty days previous to any town meeting shall be allowed to vote at such town meeting.

Appeal from School com'rs.

SEC. 3. An appeal may be taken from any decision of the school commissioners of any town by any person who shall con-

sider himself aggrieved thereby to the Board of Supervisors of their town whose decision shall be final, and if the decision of the Commissioners shall be confirmed the appellant shall be liable for all costs arising from such appeal, and to secure the payment of such costs, the appellant shall give his bond with security to be approved by the town treasurer for the payment of the sum before the Supervisors shall proceed to decide the matter.

SEC. 4. If any person shall sustain any damage by reason of any bridge or sluiceway in any town being out of repair, he may recover compensation for all such damage of the town in which such defective bridge or sluiceway may be, and if such bridge or sluiceway shall be out of repair in consequence of the neglect or default of the overseers of highways in the district in which such defective bridge or sluiceway may be, then the town against which any judgment shall be recovered for such damage may sue such delinquent overseer and recover such judgment against him with cost.

SEC. 5. If any person shall consider himself aggrieved by the decision of the Commissioners of highways in laying out, altering or discontinuing any road, he may within thirty days thereafter have a rehearing of the matter of such decision before a like jury and by like proceedings as are required by section ten of that part of an act approved April 15, 1843, which relates to the laying out of public and private roads, the person so appealing first giving a like bond as that required by said section conditioned to pay all costs arising from such appeal and rehearing in case the jury should affirm the decision of the highway commissioners. Such jury shall be drawn and sworn and shall proceed to discharge their duties as required by the 11th and 12th sections of that part of the said act above referred to. And if they shall reverse the decision of said commissioners in whole or in part the costs and charges of all the proceedings shall be levied and collected as provided by the 13th section of said part of said act.

SEC. 6. No person shall be required to work or pay a highway poll tax more than two days in any one year any law to the contrary notwithstanding.

SEC. 7. The trustees of any school district may renew the warrant issued for the collection of any rate bill from time to time for thirty days at each time until the whole sum due thereon is collected.

Highways not to be discontinued without application in writing. SEC. 8. The commissioners of highways of any town shall not lay out, alter or discontinue any public road without an application in writing signed by six free-holders as provided by section one in that part of the act relative to highways which is mentioned and described in section five in this act.

Petitioners to pay costs. SEC. 9. That in all cases where the commissioners of highways do not grant the prayer of the petitioners to alter roads that have been laid or may be laid the petitioners shall pay all costs.

Commissioners may cause U. States or Territorial roads to be worked. SEC. 10. The commissioners of highways are hereby authorized to cause any United States or Territorial road lying within their county or town as the case may be, to be opened and worked the same as other public highways, and in case any Territorial road shall be laid out through enclosed, improved or cultivated lands without the consent of the owner, the same proceedings may be had for the appraisal and collection of damages therefor as if such Territorial road were a common highway, and if any Territorial road already laid out but not opened, was laid through enclosed, improved or cultivated land without the consent of the owner, the like proceedings may be had for the appraisal and collection of damages therefor if commenced within thirty days after the same shall be opened.

Duty of Overseers. SEC. 11. It shall be the duty of the overseers of highways to require two thirds of the amount of labor assessed in their several districts to be performed before the first day of August in each year.

Clerks to post notices of election. SEC. 12. It shall be the duty of the clerks of the several towns to post up notices in their respective towns, of the general election in the same manner as has been heretofore required of the sheriffs of the county, and hereafter it shall not be the duty of the sheriff to post up such notice.

Commissioners of highways empowered to administer oaths. SEC. 13. The commissioners of highways of the several towns are hereby empowered to administer all oaths required by law in the discharge of their duties as commissioners of highways, and so much of section eight of an act approved April 13, 1843, as requires commissioners of highways to be sworn when called upon to appraise damages, is hereby repealed.

Trustees to equalize assessments. SEC. 14. When a school district is composed of parts of two or more towns, either of the same county or of different counties, the trustees of the said district shall be authorized to equalize the assessment roll of the district before levying any tax for the building of any school house, or for any other purpose.

SEC. 15. This act shall take effect and be in force from and after its passage.

GEORGE H. WALKER,
Speaker of the House of Representatives.
MOSES M. STRONG,
President of the Council.

APPROVED, February 24, 1845.

N. P. TALLMADGE.

AN ACT to provide for the election of a Territorial Printer.

Be it enacted by the Council and House of Representatives of the Territory of Wisconsin:

SECTION. 1. There shall be elected at the present session of ^{When elected.} the Legislative Assembly, and at every annual session thereafter, by joint ballot of the Council and the House of Representatives, a competent person to do such printing as may from time to time be required by law, whose term of service shall commence at ^{Term of service.} the close of the session at which he shall be elected, and continue one year and until his successor shall be elected and qualified: *Provided*, however, that either house may by resolution provide for its own incidental printing.

SEC. 2. The printer so elected shall execute to the Treasurer of the Territory, to be approved by the Governor, a bond with one or more freeholders as sureties in the penal sum of three thousand ^{To give bond and take oath.} dollars, conditioned for the faithful performance of the duties imposed upon him by law. And the said printer shall also take an oath faithfully to discharge such duties; which bond and oath shall be filed in the office of the Secretary of the Territory, within twenty days after his election as provided in the first section of this act.

SEC. 3. Said printer shall print the laws and journals and shall ^{What to print.} do all the incidental printing of the two houses of the Legislative Assembly, unless otherwise ordered, as provided by the first section.

SEC. 4. It shall be the duty of the printer so elected, to compare the proof sheet of the laws and resolutions with the originals on file ^{His duty.} in the office of the Secretary of the Territory, and for that purpose the said printer shall at all reasonable times have access to the records in said office.