

before appointed fiscal agent of the Legislature of this Territory, be required to pay to the Secretary of the Territory, all monies now in his hands belonging to the Territory of Wisconsin, and that the Secretary be requested, as soon as practicable, to cause the balance of the debt due from the Territory to Messrs. Collier & Pettus, if a sufficient amount shall be placed in his hands for that purpose, and report his doings in relation to the matter to this Legislature if in session, and if not, to the Governor of this Territory.

Approved, January 4th, 1840.

No. 7.

AN ACT to authorize William H. Bruce and others to build and maintain a dam on the Manitowoc river, and for other purposes.

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Wisconsin,* That William H. Bruce, Jacob W. Conroe, George S. Armstrong, and William Jones, their associates, successors, heirs and assigns, be, and are, hereby, authorized and empowered to build and maintain a dam across the Manitowoc river, in the county of Manitowoc, upon sections twenty-three, twenty-five and twenty-six, in township nineteen, range twenty-three east of the fourth principal meridian, to erect mills or other machinery, or in any other manner to make use of the water for hydraulic purposes to build wharves or buildings that the persons above named, or their successors, may deem necessary for the facilities of business. Dam where to be constructed, and for what purposes.

SEC. 2. The dam shall not exceed five feet raise above the surface of said Manitowoc river at high water, and shall contain a convenient lock or locks, eighty feet long and twenty-foot wide, for the passage of boats, barges, batteaux, or other water craft, whenever the said river, above said dam, shall be so improved as to be navigable for such boats, barges, or batteaux, above said dam, and shall maintain said lock, and attend the passage of all boats, &c., through, free of all charges to the owner of said boats, &c. Height of dam. Lock for boats, its description.

SEC. 3. The said proprietors shall construct, and keep in good repair, a sufficient slide, not less than thirty feet wide, and so constructed as not to cause a fall of more than three feet to

every twelve feet of smooth surface, to admit of the passage of all rafts of timber, &c., down said stream.

Act how amended.

SEC. 4. The Legislature may at any time repeal, alter, or amend this act, so as to provide for the future improvement of the Manitowoc River.

SEC. 5. That this act shall take effect from and after its passage:

Approved, Jan. 4th, 1840.

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No. 8.

AN ACT to provide for recording contracts relating to lands, and for other purposes.

What instruments may be recorded.

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Wisconsin*, That all bonds, contracts, or agreements, concerning any interest in lands in this Territory; made in writing under seal, attested by one or more witnesses, and acknowledged before some person authorized by law to take acknowledgement of deeds, may be recorded, in the office of the Register of deeds of the proper county.

Duty of Register of deeds.

SEC. 2. It shall be the duty of the Register of deeds in each county, within this Territory, to receive and record, at length, all such bonds, contracts, or agreements, as shall be left with him for that purpose.

Effect of such record.

SEC. 3. Each, and every bond, contract, or agreement, made and recorded according to the provisions of the first section of this act, shall be notice to, and take precedence of, any subsequent purchaser or purchasers, and shall operate as a lien upon the lands, therein described, according to its import and meaning.

Fees of Register.

SEC. 4. The said Registers shall receive the same compensation for recording all papers, contemplated by this act, as is now allowed, by law, for recording deeds and mortgages.

When this act to take effect.

SEC. 5. This act shall take effect from and after its passage, and shall include all bonds, contracts, or agreements, now made and recorded, or now made and not recorded, as well as those hereafter to be made.

Approved, January 4th, 1840.