

## Chapter 16.

*Published March 5th, 1858.*

AN ACT to regulate the Terms of the Circuit Court in the County of Waupaca.

*The People of the State of Wisconsin, represented in Senate and Assembly, do enact as follows :*

SECTION 1. From and after the fifteenth day of March, 1858, the terms of the circuit court in the county of Waupaca, in the seventh judicial circuit, shall be holden as follows, viz: on the fourth Monday of May, and fourth Monday of November in each year. Change of term time.

SEC. 2. All writs, summons, indictments, recognizances and other proceedings made returnable to any terms of the circuit court in said county, shall be deemed and taken to be returnable to the circuit court of said county as the same are fixed by this act, and all adjournments, appearances, continuances, motions and notices of any proceeding in said court, shall be deemed to be taken and made to the terms of said court as the same are fixed by this act. Writs, summons, &c.

SEC. 3. So much of any and all acts and laws now in force in this State, as are inconsistent with the provisions of this act are hereby repealed. Repealed.

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

Approved March 4th, 1858.

## Chapter 17.

*Published March 8th, 1858.*

AN ACT to divide the County of Marquette and erect the County of Green Lake.

*The People of the State of Wisconsin, represented in Senate and Assembly, do enact as follows :*

SECTION 1. That the town of Neshkew, in the county of Marquette, and that portion of the towns of Princeton and St. Marie, in said county, lying west of the range line between ranges eleven and twelve east, and Division of Marquette county.

the east tier of sections of the town of Marquette, in said county, lying south of Lake Apuckaway, and the east tier of sections in the town of Kingston, in said county, and all that portion of the county of Marquette, which, according to the established boundaries of said county at the time of the adoption of the Constitution of this State, lay east of the range line between ranges eleven (11) and twelve (12) east, be and the same is hereby detached and set off from the county of Marquette, and shall hereafter constitute a separate county, under the name and title of Green Lake.

Created with same privileges and powers as other counties.

SEC. 2. That the said county of Green Lake is hereby erected and established, with all the rights, powers and privileges by law granted to other counties of this State, and subject to the general laws established for county government. Said county of Green Lake is hereby attached to the third judicial circuit.

County seat of Marquette county.

SEC. 3. That the county seat of Marquette county is hereby located and established on section nine (9), in township number fifteen (15), north of range number ten (10) east, in the town of Montello.

Liabilities of the present county of Marquette—how cancelled.

SEC. 4. The liabilities or indebtedness of the present county of Marquette, shall be paid, satisfied and discharged rateably by said county of Marquette and Green Lake according to the last assessment of Marquette county, and the real or personal property now owned by said county of Marquette shall be divided between the said counties of Marquette and Green Lake at the same rates as for the discharge of indebtedness.

Processes, appeals, &c.

SEC. 5. All processes, appeals, recognizances and other proceedings commenced either in the circuit court for the county of Marquette, or in the county court of said county prior to the second Tuesday of April next, shall be prosecuted to final judgement therein in the same manner, and with the like effect as they might have been had this act not have passed.

Officers elected residing in the county of Green Lake.

SEC. 6. That all the officers elected for the county of Marquette, residing in the county of Green Lake at the time of the passage of this act, shall be and remain officers of the county of Green Lake with the power and jurisdiction which by law appertains to officers of other counties of this State, for the term for which they were respectively elected, and the Governor is hereby authorized and empowered to fill by appointment, all such offices as by virtue of the provisions of this act, shall be vacant in said county, which officers or ap-

pointees thus appointed, shall hold their offices respectively until the time now provided by law for the election and qualification of their successors.

SEC. 7. That all the officers residing in the county of Marquette at the time of the passage of this act, who were elected for Marquette county, and who do not reside in the county of Green Lake, as defined in the first section of this act, shall be and remain officers of Marquette county during the term for which they were respectively elected; and the Governor is hereby authorized and empowered to fill by appointment, all such offices as by virtue of this act shall become vacant in the said county of Marquette, and the officers thus appointed shall hold their offices respectively until the time now provided by law for the election and qualification of their successors.

Officers elected residing in Marquette county.

SEC. 8. The county seat of Green Lake county is hereby located and established on the north-west quarter of the north-west quarter of section number eighteen (18), in township number sixteen (16), north of range number thirteen (13) east. The terms of the circuit court for the county of Green Lake, shall be held on the second Monday of March and the first Monday of September, in each year.

County seat of Green Lake county.

SEC. 9. The several chairmen of the boards of supervisors of the several towns within the limits of Green Lake county, as defined in the first section of this act, on the second Tuesday of April next, together with the aldermen of the city of Berlin, in said county, who may be authorized to become members of the county board of supervisors, by virtue of the charter of the said city of Berlin, as amended, shall continue the county board of supervisors of the county of Green Lake. It shall be the duty of the county board of supervisors of the said county to meet at the county seat of said county, as established in this act, or at such other place in said county as a majority of the members of said county board shall sign a call to meet at, on the third Tuesday of April next, at twelve o'clock M. of that day, and organize a board of county supervisors, and the said county board shall, at said meeting, or at an adjourned meeting, designate some place in said county where the circuit courts and county officers of said county, shall be held; and at the place so designated the circuit courts of said county, and the several county officers of said county, shall be held, until

County board of supervisors; of whom composed; duty and power.

proper and suitable buildings for courts and county offices, are erected at the county seat of said county. And the said board of supervisors shall transact such other business at said meeting, as may be necessary and proper to do to perfect the organization of said county of Green Lake; shall also provide for grand and petit jurors in said county as required by law in other counties, so that a term of the circuit court for said county of Green Lake, can be properly and legally held at the September term thereof, A. D. 1858.

To procure a copy of records relating to title of lands.

SEC. 10. The supervisors of the county of Green Lake are hereby authorized and empowered to procure a copy of the records of Marquette county, relating to the title of all lands situate within the limits of said county of Green Lake, as they now or may appear in the county judge's, registers, circuit clerk, or clerk of the board of supervisor's offices in said county of Marquette. The copies so entered in the respective offices of Green Lake county shall be of like form and effect as if originally entered of record in said county.

To have access to records of Marquette county.

The person or persons appointed by the county board of supervisors of Green Lake county, to transcribe the several records for the use of Green Lake county, shall have free access to the several records of Marquette county for that purpose, and the county of Marquette shall be liable to pay one-fourth of the indebtedness thus incurred by the county of Green Lake in the transcribing of said records to the county of Green Lake.

The question of division of Marquette county to be voted on by the people.

SEC. 11. That at the annual town meeting to be held in the several towns in the county of Marquette, and at the annual charter election to be held in the several wards of the city of Berlin, in said county, on the first Tuesday of April, A. D. 1858, the question of the division of the county of Marquette, as provided in section one of this act, shall be submitted to a vote of the people of said county, and those electors wishing to vote in favor of the said division shall deposit a ballot upon which shall be written or printed the words "for division," and those electors wishing to vote against the said division, shall deposit a ballot upon which shall be written or printed the words "against division," and if a majority of all the legal votes cast at such election upon the question of division, shall be for division, then the said county of Marquette shall be divided, and the said county of Green Lake be established and erected as herein before provided, from and after the second

Tuesday of April, A. D. 1858; but if a majority of the legal votes cast at such election upon the question of division, be "against division," then the boundaries of Marquette county shall remain unchanged.

SEC. 12. The votes cast at said election upon the question of division, shall be returned to the clerk of the board of supervisors of Marquette county, within one week from the time of said election; on the Tuesday next succeeding the said election, the said clerk shall call to his assistance the county judge of said county, and the register of deeds of said county, or, in case of the absence or inability of those officers to attend, then any two justices of the peace of said county, who are hereby created and declared to be a county board of canvassers for the purpose of this act; and said board, when so organized, shall proceed to canvass and determine the result of said election, in the same manner as the county canvassers are by law required to canvass the votes cast for county officers, which said canvass shall be recorded by the said clerk in his office, and a certified copy thereof shall be immediately forwarded by the said clerk to the Secretary of State to be filed in his office.

Votes cast,  
how returned  
and canvassed.

SEC. 13. That this act shall not in any manner affect the collection or return of general or special taxes in any of the towns or wards in the county of Marquette; nor shall it effect the sale of lands for delinquent taxes by the county treasurer of Marquette county, whether made before or after the second Tuesday of April, A. D. 1858, and any such sale by the county treasurer of said county shall be as valid for all purposes as if the said county were not divided, although the lands thus sold for delinquent taxes may, at the time of sale, be situated in the county of Green Lake.

Not to affect  
general or special  
taxes, nor  
sale of lands  
for delinquent  
taxes.

SEC. 14. That portion of the town of Kingston and Marquette, in Marquette county, which, by this act, is made a part of Green Lake county, and the west tier of sections of the town of Manchester, in said county, are hereby incorporated into a new town under the name and title of Kingston, in the county of Green Lake, which town thus constituted shall have all the powers and be subject to all the liabilities as other towns of said county, and shall be entitled to one member in the county board of supervisors in said county of Green Lake, at their first meeting, in said county, on the third

Incorporated  
into a new  
town—sub-  
jected to same  
liabilities as  
other new  
towns, &c.

Tuesday of April, A. D. 1858. The first town meetnig of said town shall be held at the hotel in the village of Kingston, on the second Tuesday of April, A. D. 1858, at which election all the usual town officers shall be elected, and said election to be held, and conducted, and the votes canvassed as now provided by law for first elections in new towns.

Repealed and  
to be publish-  
ed.

SEC. 15. All acts or parts of acts contravening the provisions of this act, are hereby repealed; and this act shall be printed as soon as practicable, after its passage, in all of the papers published in the county of Marquette, and the costs of publishing the same shall be paid by the county of Marquette, according to the usual legal rates.

SEC. 16. That this act shall take effect from and after its passage.

Approved March 5th, 1858.

## Chapter 18.

*Published March 5th, 1858.*

AN ACT to provide for the publication and distribution of the Laws of Wisconsin, concerning the organization and government of Towns.

*The People of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:*

Secretary of  
State author-  
ized to pur-  
chase Laws of  
Wisconsin  
concerning  
towns.

SECTION 1. That the Secretary of State be and he is hereby authorized and required to purchase of the compiler, as soon as the same may be ready for delivery, a sufficient number of copies of a work entitled "Laws of Wisconsin concerning the organization and government of towns, and the powers and duties of town officers and boards of supervisors, with numerous practical forms; by Elijah M. Haines, counselor at law," to supply each organized town in this State with six copies thereof, at a cost at which the same shall be sold to individuals, not exceeding fifty cents a copy; *Provided*, Said work shall first be submitted to and approved by the Governor; and shall correspond to the provisions of the next revision of the statutes of the State of Wisconsin, and shall have full and proper mar-