

hands for such purpose, at such time and place as shall be specified in said bonds.

SECTION 5. This act shall take effect and be in force from and after its passage and publication.

Approved April 3, 1862.

CHAPTER 189.

[Published April 4, 1862.]

AN ACT to regulate the survey and measurement of logs and lumber in the county of Winnebago.

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

Winnebago
district.

SECTION 1. For the purpose of surveying and regulating the survey and measurement of logs and lumber in the county of Winnebago, the county of Winnebago is hereby constituted and created a district to be known and styled "the Winnebago district."

Appointment of
surveyor gen-
eral.

SECTION 2. There shall be appointed from time to time by the county board of supervisors of the county of Winnebago, a surveyor general, whose commission shall continue in force for two years, unless sooner revoked and his successor appointed, who at the time of his appointment shall be a citizen of and reside in said county, and who shall enter upon the discharge of the duties of his office within ten days from the time of his appointment, and shall keep his office in the city of Oshkosh, in the county of Winnebago.

Oath and bond.

SECTION 3. The surveyor general shall, before entering upon the discharge of the duties of his office, take and subscribe an oath, before some person authorized to administer oaths, that he will faithfully discharge the duties of his office to the best of his knowledge, judgment and ability, and shall execute to the treasurer of the county of Winnebago a bond, with one or more sureties, to be approved by the board of supervisors of Winnebago county, in the sum of five hundred dollars, conditioned upon the faithful performance of his duties as surveyor general, and for the delivery to his successor in office of all bills, papers, books and

other effects appertaining to his office, and such bond, so executed and approved, shall be filed and kept in the office of the said county treasurer; and any person feeling himself aggrieved by or in consequence of the failure of the surveyor general to comply with the requirements of this act, may commence an action against the surveyor general or his sureties, or either of them, in any court in this state having jurisdiction of the case.

SECTION 4. The surveyor general may appoint such Deputies. number of deputies as may be necessary to transact the business of his district, for whose conduct and fidelity in discharge of their duties as such, he shall be responsible (*for*) upon his bond.

SECTION 5. It shall be the duty of the surveyor general, in person or by deputy, at the request of any person owning logs or lumber, to survey such logs or lumber and make out a bill, stating therein the number of logs, the number feet board measure contained in such logs or lumber, at whose request the same was surveyed and to whom surveyed; a copy of which bill he shall enter upon the books of his office, to be provided by him and kept for that purpose. He shall also enter upon his books, the marks of all logs scaled by him or his deputies. A correct bill of such survey shall be given to the owner or owners of all logs, timber or lumber, which bill, when certified to by the surveyor general, shall be received in all courts of this state as *prima facie* evidence of the truth and correctness thereof. Duties of surveyor and his deputies.

SECTION 6. The surveyor general shall be entitled Fees of surveyor. to, and may sue for and collect, the sum of three cents per thousand feet for scaling logs; the sum of ten cents per thousand feet, running measure, for measured square timber; the sum of twelve cents per thousand feet for surveying sawed lumber, including bills of such survey; and in all cases he shall be entitled to a reasonable compensation as traveling fees, whenever he shall travel more than one mile for the purpose of surveying any lot of logs or lumber. The owner or owners of all logs or lumber surveyed, shall, in all cases, pay the surveyor, but the purchaser shall pay to the person from whom he purchases, one-half the amount so paid by the owner or owners of logs or lumber, to the surveyor.

Standard rule. SECTION 7. The Scribner rule shall be the standard rule for scaling or surveying logs in said district.

First appointment of surveyor. SECTION 8. The first appointment of the surveyor general under and by virtue of this act, shall be made by the county board of said county of Winnebago, at their first meeting after the passage of this act.

Scaling of logs. SECTION 9. Whenever any person or persons shall have logs or lumber which he wishes to have scaled for the purpose of selling the same, such logs or lumber shall be scaled by the surveyor, or his deputies of said district, unless by agreement of all parties interested, some other surveyor may be selected.

SECTION 10. This act shall take effect and be in force from and after its passage.

Approved April 3, 1862.

CHAPTER 191.

[Published April 4, 1862.]

AN ACT authorizing the transfer of vouchers for military expenditures.

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

Vouchers to be delivered to governor, after copies shall have been made. SECTION 1. The secretary of state is hereby authorized to deliver to the governor such of the original vouchers for military expenditures made by the state, as may be necessary for the settlement and adjustment of the claims of the state of Wisconsin against the United States: *provided*, that before any of said vouchers shall be delivered under the provisions of this act, certified copies thereof shall be made by the secretary of state and filed in his office; and such certified copies shall be received in all courts and places in the same manner and with the same effect as the original documents.

SEC. 2. This act shall take effect and be in force from and after its passage and publication.

Approved April 3, 1862.