

superintendent of schools for said city, who shall hold his office for one year.”

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

Approved February 11, 1862.

## CHAPTER 20.

[Published February 14, 1862.]

AN ACT to amend an act entitled “an act to incorporate the city of Green Bay,” and acts amendatory thereto.

(See supplement to local laws.)

## CHAPTER 21.

[Published February 13, 1862.]

AN ACT to amend section 217 of chapter 120 of the revised statutes, entitled “of courts held by justices of the peace.”

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

How appeals  
may be tried as  
original cases.

SECTION 1. Section two hundred and seventeen of chapter one hundred and twenty of the revised statutes, is hereby amended by adding thereto, “*provided, also, where judgment is rendered against the defendant, or in his favor, for a sum less than fifteen dollars, exclusive of costs, if such defendant, at the time of appealing, shall make oath that he has a valid claim against the plaintiff, as set forth in his answer, exceeding the sum of fifteen dollars over and above the claim of the plaintiff, as set forth in his complaint, as he verily believes, the action shall be tried in the appellate court as cases originally brought there; but the parties may, by consent appearing on the return of the justice, admit such return, or any part thereof, as evidence on the trial of the appeal.*”

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

Approved February 11, 1862.

CHAPTER 22.

[Published February 17, 1862.]

AN ACT to amend chapter 174 of [the] general laws of 1860, entitled "an act regulating railroads."

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

SECTION 1. Section one of chapter 174 of the general laws of 1860, entitled "an act regulating railroads," is hereby amended by striking out the word "one" in the eighth line, and inserting the word "three" in place thereof; and section two of said act is hereby also amended by striking out the word "one" in the ninth line, and inserting the word "three" in place thereof.

License 3 per cent. of gross earnings.

SECTION 2. If any railroad company has obtained a license to operate its road, for the current year, under said chapter one hundred and seventy-four, and has made payment therefor before the passage of this act, such railroad company shall, on or before the twentieth day of February, 1862, make to the state treasurer such additional payment as, with its former payment, will amount to three per centum on its gross earnings; and in case of the refusal of any railroad company to make such additional payment, its license is hereby declared to be revoked and void, and said company is to be dealt with under said chapter one hundred and seventy-four, in all respects, as if no license had been obtained by said company.

Companies that have obtained licenses, to make additional payments.

License may be revoked.

SECTION 3. On the default of any railroad company to make the additional payment required by this act, the state treasurer is hereby required and directed to tender and pay back to such railroad company the amount paid by such company for license to operate its road for the present year, and such sum or sums are hereby

When state treasurer to pay back amount paid.