

CHAPTER 257.

[Published April 16, 1864.]

AN ACT to legalize the action of the boards of supervisors of certain towns in Rock county, in issuing scrip for the payment of bounties to volunteers.

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

SECTION 1. The action of the boards of supervisors of the several towns of Rock county, which have heretofore issued scrip for the payment of bounties to volunteers, in all cases where such issue was made in pursuance of any tax voted at any special town meeting held in accordance with the provisions of chapter thirteen of the laws of the extra session of 1862, is hereby legalized and made valid; and such scrip so issued is hereby declared to be a legal and valid claim against any such town so issuing such scrip. Issue of scrip legalized.

SECTION 2. Such towns are hereby authorized to raise by tax upon the taxable property of such towns, at any regular or special town meeting, a sum of money sufficient to pay such scrip so issued, together with the interest accruing thereon. Tax authorized.

SECTION 3. This act shall take effect and be in force from and after its passage.

Approved March 31, 1864.

CHAPTER 258.

[Published April 16, 1864.]

AN ACT to permit all and each [of] the different counties in this state to aid the Tomah and Lake St. Croix railroad company in securing the right of way for said railroad, over and through which the same may be located.

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

SECTION 1. At the annual town meeting for the election of town officers, to be held in and for the different towns comprising the counties upon and through Towns of certain counties may vote on proposition to aid T. and L. St. C. R. R.

which the line of railroad of the Tomah and Lake St. Croix railroad company may be located, for the year one thousand eight hundred and sixty-four, or at any subsequent annual town meeting or general election held in each and any of said towns so comprised in any and each of the counties hereinbefore referred to, the legal voters of said counties, or either of them, may deposit ballots, written or printed, in words as follows: "for aid to obtain right of way," or, "against aid to obtain right of way." Such ballots shall be deposited in a separate box provided for that purpose, and such ballots shall be considered as the votes of the legal voters upon such question, and shall be counted, returned to and canvassed by the proper officers as in other elections, and as provided under the election laws of this state applicable thereto.

Form of ballots, and return of same.

If vote favorable, board of supervisors may purchase and convey to company, land for use of road.

SECTION 2. If a majority of the ballots cast in any of said counties, be "for aid to obtain right of way," the county board of supervisors of each of said counties shall immediately proceed to obtain and receive by conveyance, in fee, from the owner or owners thereof, a strip of land one hundred feet wide, and upon which the said railroad company may locate their line of railroad; said conveyance in fee of said strip of land, to be made out and conveyed by the owners thereof to the said railroad company. Such conveyance from each and all the owners thereof, shall contain the usual covenants against encumbrance and of warranty.

Board to determine amount of compensation for lands, if owners agree thereto.

SECTION 3. In the receiving and obtaining any and each of all the conveyances by the board of supervisors of each of said counties, from any and all the owners of such strip of land for the company aforesaid, a majority of said board in each of said counties may determine the amount of consideration to be given by the county for each or all of said conveyances: *provided*, each or all the owners of said strip of land so to be obtained and conveyed as aforesaid, agree thereto. Such consideration shall be paid by the county issuing its orders therefor, and provision shall be made for the payment thereof by taxation, the same as for other county indebtedness. In the event of disagreement between a majority of the board of supervisors and the person or persons having title to any part of said strip of land, as to the terms of purchase and of conveyance, then and in that event the board of supervisors shall have

Consideration to be paid by county.

In case of disagreement, how consideration to be determined.

power to proceed and resort in the premises to determine the value thereof, in the same manner as the said company can do under and by virtue of its charter; and all the provisions of said charter referable to the action of the commissioners therein authorized to be selected, in determining the amount of damage and the value of the land, and the interests of the owners disagreeing with the company thereto, are hereby made applicable to each and all of said counties upon and through which said company's line of railroad may be located and pass.

Application of provisions of charter.

SECTION 4. No compensation or consideration shall be paid nor any conveyance delivered, until the said company shall have actually entered upon and into possession of the said strip of land so to be obtained, or part thereof, with the full intention of using the same for the purposes of its charter, and in making and constructing its line of railroad; and such compensation and such conveyance to be paid and delivered as soon as the parts of the said strip of land they embrace are appropriated by the company for the uses aforesaid.

When compensation to be paid.

SECTION 5. This act shall take effect from and after its publication.

Approved March 31, 1864.

CHAPTER 259.

[Published April 1, 1864.]

AN ACT relating to fees of lumber inspectors, and amendatory of chapter one hundred and sixty-seven of the general laws of 1864.

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

SECTION 1. Section ten of chapter one hundred and sixty-seven of the general laws of 1864, relating to the fees of lumber inspectors, is hereby amended, by adding to said section, at the end thereof, the following: "The fees herein prescribed shall be paid by the owner of the logs, lumber or timber so scaled, surveyed or measured."

Fees for scaling logs, &c.