

CHAPTER 420.

[Published May 27, 1865.]

AN ACT to in relation to highways and bridges, and amendatory of section 64 of chapter 19 of the revised statutes.

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

Appraisal of damages may be submitted to second jury.

SECTION 1. Section sixty-four (64) of chapter nineteen (19) of the revised statutes, is hereby amended, by adding thereto the following: "And if the jury shall fail to agree, and shall be discharged by the justice in consequence thereof, the justice shall immediately proceed to make another list of fifteen freeholders of his town, and not of kin to the owner or occupant of said lands, and the same proceedings shall be had in striking off or objecting to the persons on such list, as is provided by section 63 of said chapter, and the same precept directed to a constable of the town, shall be issued by such justice, and shall be made returnable in the same manner as therein provided; and at the time and place appointed for the appearing of such second jury, the same proceedings shall be had as is now required by section 64 of said chapter, and the acts amendatory thereof."

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

Approved April 10, 1865.

CHAPTER 421.

[Published May 30, 1865.]

AN ACT to authorize the city council of the city of Kenosha to purchase or acquire by deed or gift, additional ground adjoining the present Kenosha cemetery, and to perform certain other acts in relation thereto.

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

May purchase grounds for cemetery outside

SECTION 1. It shall be lawful for the city council of the city of Kenosha, in the state of Wisconsin, to

contract for and purchase or acquire by deed or gift, for said city, such additional ground adjoining the present Kenosha cemetery, as may become necessary or expedient, either within or without the limits of the said corporation, and pay for the same out of the general fund, or by the levy and assessment of a special tax for that purpose.

SECTION 2. Upon the purchase of such additional ground, if the council shall decide to levy a tax to pay for the same, the taxable property of said city shall be assessed therefor, in the manner prescribed by chapter (9) nine of the city charter; and it shall be the duty of the city clerk to prepare a separate column in said assessment headed "cemetery tax;" and the funds derived from such levy shall be appropriated specifically to such payment, and for no other purpose.

Tax for payment of same.

SECTION 3. Such additional ground so purchased, contracted for or acquired as aforesaid, shall be subject to all the rules and regulations of the common council now in force relative to the "Kenosha cemetery," and all such as may be made hereafter by said council, and such ground shall be devoted primarily for the purposes of interment, or for ornamental grounds auxiliary thereto; and the jurisdiction of said city council is hereby extended over all such grounds acquired without the city limits, for all the purposes contemplated by this act, and the acts incorporating said city, and the several acts amendatory thereto, in the same manner as if they were included within the boundaries of said corporation.

Control and jurisdiction over grounds.

SECTION 4. This act shall take effect from and after its passage and publication.

Approved April 10, 1865.