

such committee shall be authorized to draw warrants upon such funds as may be from time to time appropriated to defray the expenses of said "orphans' home," as may be directed by the trustees in conformity with this act: *provided*, that all warrants so drawn shall be countersigned by the secretary of state, and such warrants shall designate the appropriation from which the same shall be paid.

SECTION 15. There is hereby appropriated out of Appropriation. any money in the state treasury not otherwise appropriated, the sum of ten thousand dollars, to pay for the property authorized to be purchased by section two of this act.

SECTION 16. This act shall take effect and be in force from and after its passage and publication.

Approved March 31, 1866.

---



---

## CHAPTER 40.

[Published April 11, 1866.]

AN ACT to amend section 53 of chapter 18 of the revised statutes, entitled "of the assessment and collection of taxes."

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

SECTION 1. Section 53 of chapter 18 of the revised statutes, is hereby amended, so as to read as follows: "The board of county supervisors, at their annual meeting in each year, shall estimate and determine the amount of moneys to be raised in each town and ward in their county, for the support of common schools therein, for such year, which tax shall be levied and collected in each year, and shall not be less than the amount of school moneys apportioned to such town and ward by the state superintendent, in his last apportionment of school moneys, nor shall the amount so raised for school purposes exceed three mills on the dollar, in any one year, upon the valuation of taxable property in such county; and every such determination for the raising of school moneys by the said board, shall be recorded by their clerk, and the sum so determined to be Amount of money to be raised for schools.

raised shall be assessed and collected for the use of common schools in each town and ward in such county, in addition to any sum any such town or ward may have voted to raise for the support of common schools therein."

Repeal.

SECTION 2. All acts and parts of acts contravening the provisions of this act, are hereby repealed.

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

Approved March 31, 1866.

## CHAPTER 41.

[Published April 12, 1866.]

AN ACT to amend sections five and seven of chapter 133 of the general laws of 1863, entitled "an act to authorize the county supervisors to lay out and establish highways in certain cases."

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

Damages for laying out highways—how ascertained.

SECTION 1. Section five of chapter 133 of the general laws of 1863, is hereby amended, so as read as follows, to wit: "The damages sustained by any person through whose land any such highway shall be laid out, may be ascertained by agreement between said board of supervisors and such owner. In case of failure to agree upon such damages, the same may be ascertained and determined in the manner now provided by law for the ascertainment of damages in chapter 19 of the revised statutes, and shall be paid by the towns, respectively, where the same are occasioned, unless otherwise adjudged by said county board of supervisors; and the said supervisors shall, if they think that it is a burden upon any one town to pay all of said damages, decide what portion of said damages said town shall pay, and the balance of said damages shall be paid by towns benefited by such road, in such proportions as the county board of supervisors shall determine."

How alterations, &c. to be made.

SECTION 2. No alteration, vacation or discontinuance of any such highway shall be made, unless by the board of county supervisors, and by such board only