

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 All acts and parts of acts contravening the provisions of this act, are hereby repealed.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

on like petitions and notices as in the case of laying out highways by said board. Highways laid out by said county board of supervisors, shall be opened and repaired in the respective towns in the same manner as other highways; but if the town board neglect or refuse to open said road as is now provided by law, the county board of supervisors shall have the same power and authority to open said highway, that the said town board now have by law.

Approved March 31, 1866.

---

## CHAPTER 42.

[Published April 11, 1866.]

AN ACT to repeal chapter 404 of the general laws of 1862, entitled "an act to regulate the license and keeping of dogs, and to repeal chapter 175 of the general laws of 1860, 'an act to regulate the license and keeping of dogs,'" and to repeal all laws amendatory thereof, so far as said acts or any portion thereof apply to or are in force in Sauk county.

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

SECTION 1. Chapter 404 of the general laws of 1862, <sup>Repeal.</sup> "an act to regulate the license and keeping of dogs, and to repeal chapter 175 of the general laws of 1860, 'an act to regulate the license and keeping of dogs,'" and all acts amendatory thereof, so far as said acts or any portion thereof apply or are in force in Sauk county, are hereby repealed.

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

Approved March 31, 1866.