

incorporated village, then, and in such case, the commissioner shall give notice by posting up written notices in three or more public places in such village, that unless such sidewalk or gutter therein specified shall be repaired to the satisfaction of said street commissioner within three days thereafter, that he, the said street commissioner, will, and it shall be lawful for him to repair the same, specified in such notice, and to charge the amount of such repairs against the owner or owners of such lot or lots or tracts of land along the line of said sidewalk or gutter so repaired, and to return said tax for the repairs so performed by said street commissioner, and the same shall be collected as in the manner hereinbefore provided.

Tax, how collected.

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

Approved March 12, 1874.

CHAPTER 310.

[Published March 25, 1874.]

AN ACT to lay out a state road from New Richmond, in St. Croix county, through Polk, Barron, Burnett and Ashland counties, to the village of Ashland.

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

Names of commissioners.

SECTION 1. Samuel Harriman of St. Croix county, C. H. Pratt of Ashland county, Joseph B. Churchill of Polk county, are hereby appointed commissioners with full power and authority to survey, lay out and establish a state road, commencing at New Richmond, in St. Croix county, running by the way of Marsh Lake through Polk county and Barron county into Burnett county, on section 35, town 38, range 13, thence northeasterly through said Burnett county, Ashland and Bayfield counties to the city of Ashland, in Ashland county.

Authorized to lay out a state road.

Location of road.

Make plat or survey of road and file same with county clerk.

SECTION 2. After said commissioners shall have laid out said road or such part of it as in their opinion the public good may require, they shall make out a correct map or plat or survey of the same and file the same in the office of the county clerk in the different counties in which the same may be located.

May award damages.

SECTION 3. Said commissioners shall have full

power to award damages and settle with parties who may be aggrieved or sustain damage by the laying out and establishing of said road, provided that the amount so awarded shall in no case exceed twenty-five dollars; all claims for damages shall be made within one year from the time said commissioners shall have filed the plat or survey of the road in the office of the county clerk as required by section two of this act, and all damages so awarded shall be paid by the towns in which the lands are located which are damaged thereby.

When claims for damages may be made.

Damages how paid.

SECTION 4. Upon the filing of the surveys of said road in the office of the county clerk of the counties, as above required, said road shall become a public highway; and the said commissioners shall have full power to order it opened and obstructions removed therefrom in the same way and to the same effect as supervisors of towns have, to open highways and remove obstacles therefrom in their respective towns.

When road shall become a public highway.

SECTION 5. As compensation of services in laying out and establishing said road, the commissioners shall receive for each day actually engaged thereon the sum of three dollars and fifty cents each; and such assistance [assistants] as they may employ, not exceeding three in number, the sum of one dollar and fifty cents for each day actually employed; also one surveyor, who shall receive not more than five dollars for each day actually employed, together with all necessary expenses for board, etc., during the time so employed, to be paid from the treasuries of the counties, in proportion to the time actually spent in each county in laying out of said road through which said road shall pass.

Compensation of commissioners.

How paid.

SECTION 6. In case of sickness or disability of any one of the commissioners, he may appoint a substitute to act in his place.

Commissioners may appoint a substitute.

SECTION 7. Said board of commissioners shall proceed to discharge the duties and powers conferred upon them by this bill, as soon as the early part of May, A. D. 1874.

When duties be performed.

SECTION 8. This act shall take effect and be in force from and after its passage.

Approved March 12, 1874.