

to pay over  
college fund to  
city to aid in  
erection of high  
school build-  
ing.

to pay over to the city of Prairie du Chien, the amount of the college fund in their hands, received from John Lawler, trustee, for the purpose of aiding the erection of a suitable high or graded school building in the city of Prairie du Chien, and also to convey in like manner the real estate held by them for educational purposes.

Non-resident  
children to be  
admitted to  
schools.

SECTION 13. Said board of education shall have the power to allow the children of persons not residing within the city to attend any of the schools in said city upon such terms as said board shall, by resolution, prescribe.

SECTION 14. This act shall take effect and be in force from and after its passage.

Approved March 4, 1875.

## CHAPTER 188.

[Published March 11, 1875.]

AN ACT to amend section five, of chapter one hundred and sixty-five, of the general laws of 1873, entitled, "an act to amend chapter one hundred and eighty-eight, of the general laws of 1872, entitled, 'an act to provide for the incorporation of villages.'"

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

Amended.

Village treasurers to take charge of certain money, and to be invested with power of town treasurers

SECTION 1. Section five, of chapter one hundred and sixty-five, of the general laws of 1873, is hereby amended as follows: Section five. The village treasurer shall receive and take charge of all moneys due said village, or collected by means of any tax, license, forfeiture, fine or otherwise, under the authority of this act, or which belongs to such village, and for this purpose he shall have and be possessed, within the corporate limits of said village, of all the power and authority now vested in town treasurers within their respective towns, and shall disburse the same only on the written order, signed by the president and countersigned by the clerk of such village, which order shall specify the amount of money to be drawn, to whom payable, the number of the order, and the object for which it was drawn, and which shall have been previously authorized by the board of trustees. He shall keep a just and true account of all moneys

coming into his hands as such treasurer, in suitable books to be provided by the board of trustees for that purpose, which books shall be and remain the property of such village; and he shall render an annual account and settlement to the said board, of all the transactions of his office, which accounting and settlement shall be made at the last regular or special meeting of such board prior to the annual village election, or at such other time or times as the board may designate or require, and he shall perform such other duties and exercise such other powers as are given or required by this act, or as may be lawfully given or required by the ordinances, by-laws, rules or regulations of such village.

Shall keep a account of money and render annual settlement.

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

Approved March 4, 1875.

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## CHAPTER 189.

[Published March 11, 1875.]

AN ACT to amend chapter one hundred and thirty-three (133), of the Revised Statutes, entitled, "Of costs and fees."

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

SECTION 1. Whenever the party in whose favor judgment is rendered in justice court shall appeal from such judgment to the circuit court, and a new trial shall be had in the circuit court, if the party appealing shall not recover a more favorable judgment than the judgment appealed from, he shall not recover costs, but shall pay costs to the adverse party; *provided*, that the provisions of this act shall apply only to appeals hereafter taken.

Party appealing from justice court shall not recover costs unless a more favorable judgment be obtained.

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

Approved March 4, 1875.