

used, applied and appropriated for ward purposes in said ward.

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

Approved February 27, 1875.

CHAPTER 90.

[Published March 10, 1875.]

AN ACT to authorize the doing of certain public works on Spring street, in the Fourth Ward of the city of Milwaukee.

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

SECTION 1. The board of public works of the city of Milwaukee is hereby authorized and empowered to cause Spring street, from the east side of Fourth street to Twenty-fifth street, in the Fourth ward, and the sidewalks thereof to be graded to the established grade, and the sidewalks to be planked or paved, where now planked or paved of less width than eight feet, and to cause the roadway thereof, between the present stone gutters, to be either paved with wooden blocks, on such suitable foundation as may be deemed necessary by said board, or they may macadamize the said street. Should the board of public works deem it to the advantage of the ward they may use the "Thilmany" process for preserving to be used in the said street; or instead of using wood, the board of public works may macadamize all or any portion of the said street to the depth of fifteen inches in the center, and to the depth of nine inches at the gutters, then to cover the entire surface with three inches of clean small gravel to be taken from the present road material; if said board shall macadamize said street they shall finish the surface by rolling the same with a roller of at least six tons in weight. The said work shall be advertised to be let within fifty-five days after the passage of this act, and shall be let within sixty-five days after the passage of this act; *provided, however*, that said board may give notice to owners to do the work provided for in this act, in the same manner as for doing other

Board of public works authorized to make improvements on Spring street.

Work to be let to lowest bidder.

public works in said city. The work provided for to be done under this act, shall be let by contract to the lowest bidder giving satisfactory security to said board in a sum of not less than thirty-five thousand dollars for the completion of the work from Fourth street to Twenty-fifth street, by November 30, 1875. The work done and chargeable to the adjoining property, shall be assessed to the lots, parts of lots and parcels of lands. Such contract, when entered into shall require the contractor to receive as payment for so much of the work as has been assessed against the lots, parts of lots and parcels of lands opposite to the front of which improvements have been made, certificates for the cost against the lots respectively, and the residue of such contract shall be paid out of the proceeds of the ward funds, for the year 1875, and no petition of lot owners shall be required for the doing of any of the work contemplated or provided for in any of the sections of this act.

Repair of gutters.

SECTION 2. It shall be the duty of the said board of public works to repair the stone gutters on said street where necessary, and to fill the interstices of all of the said gutters with gravel or broken stone, and grout them with tar and roofing cement, so as to form a smooth, finished surface. All the gutter repairs, street and alley crossings, shall be chargeable to the said Fourth ward fund.

Sidewalks to be sodded and trees to be set out.

SECTION 3. The board of public works shall cause the sidewalks, when not covered with plank or paving, to be properly sodded to a uniform grade, before July first, 1875. They shall cause either elm or hard-maple trees to be set out as often as every twenty feet on both sides of said street west of Eighth street, before the 25th day of May, 1875, where owners have not set them out by the 25th day of April, 1875. Said board shall see that said shade trees are properly protected to insure life, and shall replace any tree in the same manner, that may not be living any time within three years from May 25th, 1875. Where lots are not enclosed from the street, the board of public works shall cause temporary fences to be put up on the line of sidewalks along both sides of said street. They shall also cause to be done the mowing of all grass or weeds on both sides of said street, where not done by owners, four times in each year, during the first week of each of the months of June, July, August and September, and charge the expense thereof to said lots or parts

of lots, and issue certificates against said lots in the same manner as for other similar work done in said ward.

SECTION 4. The board of public works shall see that the necessary sewers and catch-basins are first laid and constructed in that portion of such street to be paved or macadamized, and for the purposes of this act, they shall have all the powers conferred, and shall be governed by, section seventeen, of chapter eight, of an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20th, 1852, and the several acts amendatory thereof, approved March 10th, 1874, the same as if the common council had ordered the work, or by resolution had required the board of public works to execute the work contemplated by this act.

Sewers and catch-basins to be constructed.

SECTION 5. The board of public works are hereby authorized to contract the sprinkling of said street from the first day of April, to the fifteenth day of November in each year, and charge the cost thereof as follows: As much as shall be done in front of lots shall be charged to such lots, parts of lots, and parcels of land; and so much as shall be done on street and alley shall be charged to the Fourth ward fund; and said board shall issue certificates against said lots, parts of lots, and parcels of land, the same as for other similar work done in said ward.

Board of public works to contract for sprinkling street.

Sections thirteen and fourteen, of chapter seven, of the act referred to in section four of this act, in relation to certificates, shall apply to all certificates to be issued under this act, and shall have the same force and validity. Such certificates shall be liens upon the lots, or parcels of land against which the same shall respectively be chargeable from and after the time when such certificates shall be countersigned and registered by the city comptroller. Such certificate shall draw interest at the rate of twenty-five per cent. per annum upon the amounts named in the same from the time when such lots or lands shall be sold by the city treasurer as required by law, for and on account of such certificate liens.

Certificates to be liens upon lots.

SECTION 6. This act shall take effect and be in force from and after its passage.

Approved February 27, 1875.