

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

Approved March 9, 1876.

CHAPTER 224.

[Published April 7, 1876.]

AN ACT to authorize the sale or conveyance, for agricultural purposes, of certain of the lands conferred by chapter one hundred and five, general laws of 1868, on the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company.

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

SECTION 1. The commissioners of school and university lands of the State of Wisconsin, are hereby authorized and empowered, in behalf of said state, with the consent of, and at the price prescribed by said Sturgeon Bay and Lake Michigan Ship Canal and Harbor Company, or the duly authorized agent of said company, to sell and convey, or contract to convey, to any person over the age of twenty-one years, being the head of a family, or a householder, any of the lands conferred upon said company by chapter one hundred and five, of the general laws of 1868, not patented to said company, the same being at the time chiefly valuable for agricultural purposes, not exceeding one hundred and sixty acres to any such person, which, or some part thereof, shall have been occupied by such person as a homestead continuously since the first day of July, 1875, or which or some part whereof shall have been occupied as a homestead by such person continuously for a period of one year next preceding the time of his application to buy or contract for the same; *provided*, that no such land shall be sold or contracted to be sold for a less price than two dollars and fifty cents per acre, and no patent for any such land shall issue to any such person, until the whole of the purchase price is paid; and none of such lands shall be contracted to any such person, except on the payment of at least one-third of the purchase money at the time of granting such contract; the unpaid balance of such purchase money to bear interest at the rate of seven per centum per annum, and to be paid

Commissioners of school and university lands to convey lands to settlers:

How payment to be made.

at such time or times as said company or their authorized agent may prescribe.

Facts to be set forth by affidavit.

SECTION 2. At the time of making application to buy or contract for any such land, the applicant shall be required to prove to the satisfaction of said commissioners by his own oath and the affidavit of at least two of his neighbors, who shall be freeholders and resident electors of the town in which such land or some part thereof lies, and know the facts, all the facts enumerated in section one of this act and which are necessary to authorize said commissioners to sell and to entitle said applicant to buy said land, and in addition thereto the further fact that since the passage of this act said applicant has not cut or removed or caused or voluntarily permitted to be cut or removed from any land sought to be purchased or contracted for any timber, the cutting or removal of which was not necessary or proper for the clearing, cultivation or improvement of said land.

Regulations for cutting of timber.

SECTION 3. No person to whom any such land may be sold shall, before payment in full be made for the same, cut or remove or cause or permit to be cut or removed therefrom, any timber, the cutting or removal of which shall not be necessary and proper for the clearing, fencing and otherwise improving and cultivating said land; and any person who shall violate any of the provisions of this section shall forfeit to the state his contract for such lands and all payments made thereon; and such timber so cut or removed shall be seized and sold, and the proceeds thereof shall be paid into the state treasury.

Moneys received to be paid to state treasurer—how same to be applied.

SECTION 4. All moneys received from the sale of such lands or otherwise, under this act, shall be paid into the state treasury to the credit of the canal fund and may be drawn therefrom by said canal company and applied in payment of any estimates or other vouchers as provided by law, for work done in the future construction of the Sturgeon Bay and Lake Michigan Ship Canal or in payment of the actual expenses incurred by the regular authorized agent or timber clerk in charge of said lands.

What laws applicable to lands mentioned.

SECTION 5. All laws in force relating to the taxing of state lands, the protection of the same against waste and trespasses, and the fees of commissioners for the sale and management of the same so far as applicable and not inconsistent with the provisions of this act, shall be construed to relate to and include the lands herein mentioned; and said commissioners shall

at any time have power to make and enforce such rules and regulations in addition to those herein prescribed as they may deem necessary and proper to protect the state or said company against loss, fraud or imposition in the sale and management of said lands; and all expenses not otherwise provided for which shall be necessary to carry into effect the provisions and objects of this act, shall be paid out of any of said canal funds now or hereafter in the state treasury; and a sufficient amount thereof is hereby appropriated therefor.

Power of commissioners to protect lands.

SECTION 6. This act shall take effect from and after its passage and publication.

Approved March 9, 1876.

CHAPTER 225

[Published March 16, 1876.]

AN ACT to provide for the repair and maintenance, by the city of Green Bay, of a certain bridge belonging to said city, between said city and the second ward of the city of Fort Howard, and to authorize the levy of a tax for the purpose upon the property in the second ward of the city of Fort Howard.

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

SECTION 1. The proper authorities of the city of Fort Howard, are hereby authorized and empowered to levy and collect each year, for three years, upon the taxable property of the second ward of the said city, as now constituted, a special tax of one thousand and seventy-five dollars, for the purpose of aiding the city of Green Bay in repairing and maintaining the bridge between said city and said ward, commonly known as the "Walnut street bridge," and to collect the same as other city and ward taxes are collected; *provided, however,* that no such tax shall be levied, until the question of levying the same shall have been submitted to the qualified voters of said ward, and decided in the affirmative by a majority of the voters of said ward voting upon that question at said election.

Authority to levy special tax.

Question to be submitted to voters.

SECTION 2. The vote referred to in section one hereof shall be taken at the regular spring election, held

When election to be held, and how conducted