

Oneida county, Wisconsin, to be used for booming, flooding, storing and driving purposes, and the waterpower created by said dam may be used for hydraulic and manufacturing purposes. The said parties shall have the power to overflow all such lands as may be necessary for such purposes, and said parties, their heirs and assigns, shall have power to acquire title to all such lands, by proceedings for condemnation, in the same manner as provided and set forth in section 1777, of the revised statutes, as amended by chapter 318, of the laws of 1882, which provisions are hereby made applicable for the purpose of acquiring said lands. Such dam shall be furnished with suitable slides or chutes, which shall be placed in the main channel of the river and shall be so located and constructed as to allow logs passing over the same to freely pass down the river, away from said slides and chutes, and the same shall be kept open at all times when there are logs or timber to run over said dam. The legislature reserves to itself the right to amend, alter or repeal this act.

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

Approved April 17, 1895.

No. 476, A.]

[Published April 26, 1895.

CHAPTER 273.

AN ACT to provide for the improvement of roads and highways by local assessment.

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

Local assessments of roads and highways.

SECTION 1. On presentation to the board of supervisors of any county having a population of not less than one hundred thousand of a peti-

tion signed by the owners of at least one-half of the lands bordering on any road or section thereof within such county not less than one-half mile in length, whether such road or section shall lie in one or more towns, asking for a profile and estimate of the cost of grading, macadamizing or otherwise improving such road or section thereof, particularly describing the character of such proposed improvement, such board of supervisors shall cause such profile and estimate to be made for the information of such petitioners by some competent engineer or other person, and he shall file such profile and estimate, or a copy thereof, in the office of the county clerk of such county within ten days after the same has been completed. The cost of furnishing such profile and estimate shall be a county charge and shall be paid by the county treasurer upon the order of the county board in the manner that other county expenses are paid.

SECTION 2. Whenever thereafter the petitioners mentioned in the preceding section, or any of them, shall present to the board of supervisors a written request of the owners of at least three-fifths of the whole number of feet of the land fronting or abutting on the road and of a majority of the owners of which such profile has been made, the board of supervisors shall cause such road to be improved.

When supervisors are authorized to order road improved.

SECTION 3. Such road shall be improved according to plans and specifications prepared and furnished by some competent road engineer or other person skilled in such work, who shall be employed by the board of supervisors for that purpose at such compensation as the said board shall deem just and reasonable, and such plans and specifications shall conform to the character of the improvement specified in the preliminary petition hereinbefore mentioned and to the cost as therein estimated.

To be improved according to the plans and specifications.

SECTION 4. The contract for such improvement shall be let by the board of supervisors to the lowest bidder upon the publication of a notice once in each of four successive weeks in two

Contracts for the work to be let to the lowest bidder.

newspapers published in said county, stating where a copy of the plans and specifications of the proposed improvement may be obtained and the time when and place where the board of supervisors, or a committee thereof, will meet to receive bids. Each of such bids shall be accompanied by a bond, with satisfactory surety to be approved by the board of supervisors, in a sum to be determined by them, conditioned that if the work shall be awarded to such bidder he will execute an agreement in writing to perform the same according to the plans and specifications provided therefor, and that he will perform such work according to the terms of such agreement. This agreement shall be executed in duplicate by the chairman of the board of supervisors under the direction of said board, one of which agreements shall be retained by the contractor and the other filed with the clerk of the board of supervisors.

Inspector of work to be appointed.

SECTION 5. Before the commencement of the work under such contract, the board of supervisors shall appoint a competent person as inspector of such work, who shall be paid for his services such sum as the board of supervisors shall deem just and reasonable. The duty of such inspector shall be to make a thorough examination and inspection of the work performed under such contract, and before any payment shall be made such inspector shall certify to the chairman of the board of supervisors the amount of work performed and that such work has been done according to the provisions of the contract.

Clerk of board to furnish each town clerk statement of expense to each town interested and assessment of same.

SECTION 6. Upon the completion of such work and the receipt of such certificate by the board of supervisors, the clerk of such board shall furnish the clerk of each or any town within which the section of road or any part thereof so improved shall be located, a complete and accurate statement or computation of the cost of the improvement of such road or section thereof within their respective towns, and such statement shall be filed in the office of the clerk of such town. Upon the receipt of

such statement, it shall be the duty of the town board to assess upon the land fronting or abutting upon such road or section thereof within such town, the cost of improving such road or section. Such assessments shall be collected per lineal foot of frontage of each piece or parcel of land owned separately and fronting or abutting upon said road or section thereof so improved, and shall be apportioned among such separate parcels accordingly. A separate certificate shall be made for each lot or parcel of land owned separately and fronting or abutting upon said road or part thereof so improved. Each of such certificates shall be signed by the chairman of the town board and by the town clerk and shall state the amount due the contractor or person having performed the work of improving such road, and shall contain a brief description of the parcel of land against which such amount is assessed. Said certificate shall be transferable by endorsement and shall bear interest from the date of the next annual tax sale after the date of such certificate at the same rate as ordinary tax certificates. Upon the completion of such assessment it shall be the duty of the town clerk to file in his office an accurate statement of the whole cost of such improvement, a brief description of each parcel of land owned separately and fronting or abutting upon such road or part thereof, and the amount assessed against each such parcel of land; and the town clerk shall enter upon the tax roll the amount so assessed against each parcel of land.

SECTION 7. The amount of money specified in the certificate described in the preceding section shall be a lien upon the land against which it shall have been assessed from the date when the statement mentioned in the preceding section shall have been filed in the office of the town clerk as in said preceding section provided. The amount so assessed and specified in such certificate shall be collected for the benefit of the holders of such certificates and the collection thereof enforced in all respects

Expense
assessed
against land to
be a lien.

as the state and county taxes against such land are collected and in the same manner as if said assessment for such improvement were a part of said state and county taxes, and the same fees for collecting said assessments shall be allowed as for the collection of state and county taxes.

Improvement
to be main-
tained at
county ex-
pense.

SECTION 8. When such improvement has been completed, the road so improved shall thereafter be maintained at county expense under the general provisions of law.

SECTION 9. This act shall take effect and be in force from and after its passage and publication.

Approved April 17, 1895.

No. 477, A.]

[Published April 27, 1895.

CHAPTER 274.

AN ACT to amend chapter 94, of the laws of Wisconsin for the year 1893, relating to county officers.

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

Assistant dis-
trict attorneys
may be ap-
pointed. Their
salaries. Pow-
ers and duties

SECTION 1. Section 1, of chapter 94, of the laws of Wisconsin for the year 1893, is hereby amended so as to read as follows: Section 1. The district attorney of every county in this state, having a population, as shown from the last census, of one hundred thousand inhabitants, or more, is hereby authorized and empowered to nominate and appoint three assistant district attorneys, who shall be attorneys at law, admitted to practice within this state, and who shall have actually practiced in this state for a term of not less than two years to assist him in the performance of the duties of his office, and who shall be known as