

the said funds when so paid shall be distributed according to law among the several school districts which may be first established in said town after the organization thereof.

SEC. 26. All laws in force of a general or local nature contravening any of the provisions of this act are hereby repealed upon the day of the taking effect of the provisions of the first section of this act; and this act shall be in force from and after its passage.

APPROVED Jan. 22, 1846.

AN ACT to provide for a division of the county of Milwaukee.

BE IT ENACTED by the Council and House of Representatives of the Territory of Wisconsin:

Duty of chairman of supervisors.

SECTION 1. That it shall be the duty of the several chairmen of the several boards of supervisors in the several towns in the county of Milwaukee, lying west of range twenty-one, in said county, to provide a separate box at the spring town elections of 1846, to be holden in said county, for the reception of votes for or against the division of said county of Milwaukee, and every elector qualified by law to vote for town officers in each of their respective towns, shall have the right to vote for or against such division.

Notes how returned and counted.

SEC. 2. All ballots or votes so received and counted, shall have legibly written or printed thereon, the words "for division," or "against division;" and all votes so received shall be counted and returns thereof made to the clerk of the board of supervisors for the county of Milwaukee, in the same manner and time as is now provided by law in relation to election returns for county officers.

SEC. 3. The votes so returned shall be canvassed by the clerk of the board of supervisors of the county of Milwaukee,

and the result of such canvass shall be certified by said clerk and published within ten days after said returns are made in one or more newspapers printed in said county.

SEC. 4. If a majority of the votes so returned shall be in favor of division, then, and in that case, from and after the time the result aforesaid should be published, all the district of country lying and being within the present limits of the county of Milwaukee, and lying west of a line running due north and south between ranges twenty and twenty-one, in said county, be and the same is hereby erected, established and organized into a distinct county by the name and style of "Waukesha county." That it be organized for judicial purposes, and shall enjoy all the privileges of other counties of this Territory. It shall form a part of the third judicial district, and the courts therein shall be held by the Judge of the said district, commencing on the third Monday of February and third Monday of August.

County of
Waukesha
established.

SEC. 5. All process, appeals, recognizances or other proceedings commenced in the District court of Milwaukee county, prior to the first day of January next, shall be prosecuted to final judgment and execution thereon, in the same manner they might or could have been, had not this act passed; and executions on any judgments heretofore rendered in said county, shall have the like force and effect and may be executed and returned by the sheriff of Milwaukee county, anything in this act to the contrary notwithstanding.

Suits how
prosecuted.

SEC. 6. That said county of Waukesha is by this act erected, established and organized into a distinct election district and at the time now fixed by law for holding general elections in this Territory, the qualified electors of said county of Waukesha, at and from that time, shall be entitled to elect such members of the Legislative Assembly as a new apportionment may authorize, and in case no new apportionment be made previous to the next general election, then and in that case said county shall at said general election elect one member of the Council and two members of the House of Representatives who shall represent said county in the next Legislature of this Territory. The electors of said county of Waukesha shall at the next general election elect such county officers as other counties under the same government are authorized to elect, whose respective terms of service shall commence on the first day of January next, and continue in office for

To constitute
an election
district.

the term now prescribed by law for such officers in this Territory;

Board of supervisors to organize.

SEC. 7. In case the vote before mentioned determines a division of the county of Milwaukee, then and in that case, the several county supervisors elected at the next April town election within the limits of said county of Waukesha, shall meet at what is now known as Vail's Hotel, in the town of Prairieville, on the second Monday of June next, at twelve o'clock, M., and proceed to organize a board of county supervisors for the county of Waukesha. They shall elect a clerk of their board, and such other officers as may be necessary for carrying into effect the organization of the county; which officers so elected, shall serve until their successors are duly elected and qualified according to law. Said board of supervisors shall at said meeting, or at some subsequent adjourned meeting, procure for the use of said county, suitable and convenient grounds for the location of the seat of justice, and provide for the erection of all the necessary county buildings.

SEC. 8. That an act entitled "an act to provide for the removal of the seat of justice of the county of Milwaukee from the town of Milwaukee to Prairieville," approved February 24th, 1845, be and the same is hereby repealed,

APPROVED January 31st, 1846.

AN ACT making new Election Districts and providing for a new apportionment of representation to the Legislative Assembly.

BE IT ENACTED by the Council and House of Representatives of the Territory of Wisconsin:

Districts how composed.

SECTION 1. That the county of Racine shall constitute the first election district. The county of Walworth shall constitute the second election district. The county of Rock shall constitute the third election district. The counties of Iowa and Rich-