

for judicial purposes, to execute all such acts and duties of the office of sheriff in any county so attached for judicial purposes; and the coroner of any county so attached, may also execute such duties within his own proper county, and the same in either case shall be as valid as if the sheriff had been qualified to perform such acts and duties of office, any law in this Territory to the contrary notwithstanding.

Sec. 4. The board of county commissioners or of county supervisors in any county of this Territory, may, if they shall judge it to be necessary, increase the penalty of the bond to be given according to the first section of this act, to such sum as they shall judge to be sufficient to secure the responsibility of the coroner.

APPROVED January 20, 1846.

## AN ACT to change the form of government in the county of Washington, and for other purposes.

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

SECTION 1. That the act entitled "an act to provide for the government of the several towns in this Territory and for the revision of county government," approved February 18th, 1841, and all other acts amendatory thereto, now in force, shall be in force and take effect in the county of Washington on and after the first Tuesday of April next.

Sec. 2. The first town meetings to be held in said county, shall be held at the places hereinafter designated in the several towns on the first Tuesday of April next, and it shall be the duty of the clerk of the board of county commissioners of said county at least twenty days prior to said day of election, to place in the hands of the sheriff of said county, three written notices to be posted up in each town of said county, specifying the time when, <sup>First town meeting when held.</sup>

and place where said town meeting is to held for the election of town officers, and the said sheriff shall post up said notices in three of the most public places in each town, at least fifteen days previous to said election.

How organized.

SEC. 3. At the time and place of holding such town meetings the electors present, shall between the hours of ten A. M. and twelve o'clock, M., organize such meeting by choosing a moderator and clerk to conduct such meeting and thereafter such meeting shall in all respects be conducted in the manner provided by the acts and amendatory acts mentioned in the first section of this act.

Clerk and treasurer to continue in office.

SEC. 4. That the official duties and liabilities of the clerk of the board of county commissioners and treasurer now in office, in said county, shall extend to the expiration of the term of their respective offices as clerk and treasurer: *Provided*, The said clerk shall file with the treasurer of said county on or before the first Tuesday of April next, a bond to be approved by said treasurer, in conformity with the acts now in force, relative to clerks of the board of supervisors: and *Provided also*, The said treasurer shall on the day of the first meeting of said county board of supervisors give bond to the said board of supervisors of said county in accordance with the provisions of the above mentioned act and the acts amendatory thereto, in default of which, in either case, the board of supervisors shall appoint some other suitable persons to discharge the duties of said offices respectively until others are duly elected and qualified.

Proviso.

Commissioners to meet.

SEC. 5. That the county commissioners and school commissioners of said county shall meet, on the Wednesday prior to the first Tuesday of April next, and shall disburse to the several school districts and road districts, all monies properly due them, and settle and close up all matters and business appertaining to their respective offices necessary to the change of the system of county government provided for in this act.

Towns how constituted.

SEC. 6. That all of that part of said county of Washington comprised in town nine, north of range eighteen east, is hereby set off and organized into a separate town by the name of Erin, and the first election in said town shall be held at the house of Patrick Toland.

SEC. 7. That all that part of said county comprised in town nine north of range nineteen east, is hereby set off and organized

into a separate town by the name of Richfield; and the first election shall be held at the house of Zechariah Fuller.

SEC. 8. That all that part of said county comprised in town nine north of range twenty east, is hereby set off and organized into a separate town by the name of Germantown; and the first election in said town shall be held at the house of John Mattis.

SEC. 9. That all that part of said county comprised in town nine north of range twenty-one and twenty-two east, is hereby set off and organized into a separate town by the name of Maquon; and the first election in said town shall be held at the house of Henry Thien.

SEC. 10. That all that part of said county comprised in town ten north of range eighteen east, is hereby set off and organized into a separate town by the name of Wright; and the first election in said town shall be held at the house of E. O. Johnson.

SEC. 11. That all that part of said county comprised in town ten, north of range nineteen east, is hereby set off and organized into a separate town by the name of Polk; and the first election in said town shall be held at the house of John Rix.

SEC. 12. That all that part of said county comprised in town ten, north of range twenty east, is hereby set off and organized into a separate town by the name of Jackson, and the first election in said town shall be held at the house of L. Toplift.

SEC. 13. That all that part of said county comprised in town ten, north of ranges twenty-one and twenty-two east, is hereby set off and organized into a separate town by the name of Grafton, and the first election in said town shall be held at the school house at Hamburg.

SEC. 14. That all that part of said county comprised in towns eleven and twelve, north of range eighteen east, is hereby set off and organized into a separate town by the name of Addison, and the first election in said town shall be held at the house of Caleb Spalding.

SEC. 15. That all that part of said county comprised in towns eleven and twelve, north of ranges nineteen and twenty east, is hereby set off into a separate town by the name of West Bend, and the first election of said town shall be held at the house of Isaac Verbeck.

SEC. 16. That all that part of said county comprised in towns

eleven and twelve, north of ranges twenty-one and twenty-two east, and fractional township twelve, north [of] twenty-three east, is hereby set off into a separate town by the name of Port Washington, and the first election shall be held at the school house in the village of Washington.

SEC. 17. That the said several towns set off and organized by this act shall each be entitled to and enjoy all the rights and privileges which are granted by law to the other towns in this Territory.

Seat of justice  
how establish-  
ed.

SEC. 18. That for the purpose of temporarily establishing the seat of justice of said county of Washington, every white male inhabitant who at the time of the passage of this act was a resident of the county and is of the age of twenty-one years, shall at the election above provided for in the third section of this act be entitled to cast his vote in the town in which he resides for such place or point as he may choose for such seat of justice, and due returns shall be certified and made of the votes thus cast, by the moderator and clerk of the several polls of election in said county within eight days after such election, to the clerk of the board of supervisors of said county.

Returns how  
examined.

SEC. 19. The county board of supervisors at the first meeting after the first Tuesday of April next, shall examine the returns made in compliance with this act, and if any point or place shall have received a majority of all the votes cast for the seat of justice, it shall be certified by the chairman and clerk of said board and filed in the clerk's office, and a copy of the same shall be published under the direction of the board of supervisors.

Point having  
majority to be  
seat of justice.

SEC. 20. That if any one point voted for shall receive a majority over all the points and places such point or place shall be the seat of justice of said county from and after the first Monday of January 1847; and until the first Monday of January, 1852. And the board of supervisors shall make provisions either by constructing, hiring or receiving as a donation to the county, suitable buildings or the use of the same, for the accommodation of the courts and public officers required by law to be kept at the county seat, and they shall not expend for such objects a sum to exceed one thousand dollars, which they are hereby authorized to levy and collect as other taxes are collected in said county: *Provided*, That if the owners or inhabitants of any point or place.

Proviso.

thus voted for and selected as the seat of justice, shall tender to the county suitable buildings erected, or the means to construct the same, to the satisfaction of the board of supervisors, then they may accept the same in lieu of the tax provided for in this section; and if such tender be made prior to the election and not complied with so that the necessary buildings can be ready for use by the first Monday of January next, such point or place shall lose the benefit of this act, or if no choice shall have been made by the votes cast for that object, the inhabitants resident of said county, at the next April election, shall vote again for any other place or point, and the provisions of this act shall be applicable to any place selected at a second election.

SEC. 21. The several courts and county offices required by law to be held and kept at the county seat of the several counties shall in like manner be held and kept at the place selected as the county seat under the provisions of this act, from and after the first Monday of January next: *Provided, Suitable rooms for* <sup>Offices where held.</sup> *Proviso.* their accommodation be furnished by the proper authorities of said county, and any officer refusing or neglecting to comply with this act, shall forfeit ten dollars a day, to be recovered by any person who may choose to sue for the same for the use of said county.

SEC. 22. The county board of supervisors shall meet at the place of holding the last district court in the said county, on the second Wednesday after the first Tuesday of April next, when, <sup>Duty of supervisors.</sup> after organizing, they shall proceed to discharge the duties assigned them under this act, and such other business appertaining to the duties of said board as they may think proper. The county clerk shall also be in attendance with the returns of the votes upon the county seat question; and such books of records and papers as may be necessary for the transaction of public business at which time and place the treasurer of the county shall render to the board, such statement of the county treasury as is required to be rendered at the annual meeting of the county board.

SEC. 23. All laws now in force of a general or local nature contravening any of the provisions of this act are hereby declared to be repealed (so far as they be operative in said county) upon the day of the taking effect of the provisions of the first section of this act.

SEC. 24. At said election to be held on the first Tuesday of

April next, the persons authorized by this act to vote for the location of the county seat in said county, shall vote on the question whether the tax provided for the construction or hiring of suitable buildings for courts and public offices by this act, shall be raised or not, and if the majority of the votes cast upon that question shall be against raising such a tax, then said tax shall not be raised. The votes cast upon this question shall be taken, certified and returned to the clerk of the county board of supervisors in the same manner as is provided in the 18th section of this act.

SEC. 25. This act shall take effect from and after its passage.

APPROVED January 20, 1846.

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## AN ACT concerning the boundary line between the counties of Crawford and Chippewa.

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

SECTION 1. That the boundary line between the counties of Crawford and Chippewa, shall be a line commencing at the mouth of Buffalo river, on the Mississippi river, thence up the main branch of Buffalo river to its source, thence along the dividing ridge between the waters of Chippewa river and Black river, until it reaches the head waters of Black river, thence in a direct line drawn due east until it intersects the western boundary line of Portage county, as enlarged by an act approved February 18th, 1841, which line shall hereafter be the northern boundary of Crawford county, and the southern boundary of Chippewa county, any law to the contrary notwithstanding.

APPROVED, January 14, 1846.