

rally, noting where timber and where prairie, and the distance said road shall have been located in each county.

SEC. 4. Said return and plat shall be signed by a majority of the commissioners and the surveyor of said road, and forwarded to the secretary of state, within sixty days after the view and survey of the same, to be by him recorded and preserved; they shall also within sixty days as aforesaid, deposit in the office of the clerk of the board of supervisors of each county through which said road shall be laid, a return and plat as aforesaid of so much of said road as shall be laid out and established in said county, to be recorded as aforesaid.

Return to be forwarded to secretary of state.

SEC. 5. All state roads authorized to be laid out by any law of this state, and not yet commenced, shall be laid out in the manner prescribed in this act, and the commissioners shall comply with all regulations herein contained.

Roads to be laid out in the manner prescribed.

SEC. 6. When any road shall have been located and established agreeable to the provisions of this act, the same shall be opened and worked by the counties and towns through which it shall be laid, at such time and in the same manner as other roads in this state are opened and worked.

Roads to be worked.

SEC. 7. The commissioners shall be entitled to such compensation for their services in laying out all state roads from the different counties through which the roads may pass, as the supervisors of said counties may deem just.

Compensation of commissioners.

SEC. 8. The board of supervisors of any town shall not have the power to alter or vacate any road laid out in accordance with the provisions of this act, when the road shall not lie wholly within such town.

Shall not vacate road.

SEC. 9. All acts or parts of acts conflicting with the provisions of this act are hereby repealed.

SEC. 10. This act shall take effect and be in force from and after its passage.

Approved, March 22, 1852.

An Act in relation to Special Terms of the Circuit Court.

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

Chap. 45.

SECTION 1. No special or adjourned term of any circuit court in this state, shall be held, unless a notice of the time and place of holding the same, signed by the clerk of such court, shall be posted on the outer door of the court

Notice to be given by clerk

house, and published at least ten days prior to the holding of the same, in some newspaper, published in the county where such term is proposed to be held. And in case any special adjourned term, of any circuit court in this state, shall be held after the passage of this act, without giving the notice provided for in this section, as herein required, all orders, judgments and decrees, made or rendered thereat, shall be null and void.

Notice to be filed with the clerk.

SEC. 2. When due notice of the holding of a special term of any circuit court, shall be given in pursuance of the provisions of this act, affidavits of the publication and posting of such notice shall be made and filed with the clerk, and entered of record on the journals of the proceedings of said court, at or before the commencement of such special term.

Approved, March 25, 1853.

Chap. 46.

An Act to amend Chapter 88, of the Revised Statutes.

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

Actions of replevin.

SECTION 1. In actions of replevin, the value of the property, adjudged to either party, as found by the court or jury, shall be taken and considered as the amount of the judgment, in determining the right of appeal.

Garnishee.

SEC. 2. In all actions and proceedings against the garnishee, when a judgment shall be rendered against the garnishee for fifteen dollars or over, exclusive of costs, either party may appeal therefrom.

Approved March 25, 1853.

Chap. 47.

An Act providing for the Geological Survey of the State.

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

Governor may appoint geologist.

SECTION 1. The governor of this state is hereby authorized, as soon as may be after this act shall take effect, to appoint a state geologist, who shall be a person of competent scientific and practical knowledge of the science of geology and mineralogy: And the said state geologist, shall, by and with the consent of the governor, appoint one suitable person, to assist him in the discharge of his duties, who shall be a skilful, analytical, and experimental chemist.