

Penalty.

SECTION 4. In case any railroad company or their agents, servants or employees shall neglect or refuse to comply with any or either of the provisions of this act, such railroad company shall for each and every such violation or refusal, forfeit and pay the sum of fifty (50) dollars, such penalty to be collected as other fines and penalties are collected, and to be paid over, one half to the person in whose name the action is brought, and the balance to be paid into the county treasury of the county where such action is prosecuted, for the benefit of the school fund; and in addition thereto, shall pay to the person aggrieved such damages as he may sustain.

SECTION 5. This act shall take effect and be in force from and after its passage and publication.

Approved April 2, 1864.

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## CHAPTER 391.

[Published April 26, 1864.]

AN ACT to amend an act entitled "an act to consolidate the several school districts in the city of Fond du Lac."

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

Annual meeting.

SECTION 1. Section eight of chapter forty-one of the private and local laws of eighteen hundred and forty-nine is hereby amended, so as to read as follows: "On the third Monday of June, in each year, there shall be an annual meeting of the district held at such time and place as the school board shall appoint, notice of which shall be given by publishing the same in each of the newspapers printed in said city, at least one week before the time appointed for holding such meeting, which shall specify all the particular objects for which it is to be held; and it shall be lawful for the voters of said district, then and there assembled, to determine by their votes what amount of taxes shall be levied in said district for school purposes, excepting the provisions of section seventeen, for the ensuing year, and in the same manner determine all questions relative to the affairs

Tax for school purposes.

of said district, which may have been specified in said notice.”

SECTION 2. Section ten of said act is hereby amended, so as to read as follows: “The said board is hereby authorized to appoint a district clerk and a librarian. It shall be the duty of the clerk, under the direction of the board, to keep a record of the proceedings of the board, in a book to be provided for that purpose. He shall also enter therein, or in a book especially provided for that purpose, copies of all official reports made by the board or by the superintendent to the clerk of the board of supervisors of Fond du Lac county, in accordance with the laws of this state, or the requirements of the state superintendent. He shall also be clerk of all district meetings, if practicable to attend the same. It shall also be his duty, under the direction of the board, to take the annual enumeration of the scholars residing in the district, at the time prescribed by law. He shall keep and preserve all records, books and papers, or other property belonging to his office, and deliver the same to his successor in office. He shall receive for his services such compensation as the board may allow. The librarian shall in all respects be subject to the directions and rules of the board, who may allow such compensation for services rendered as to them seem just and proper.”

Clerk and librarian—their duties.

SECTION 3. Section sixteen of said act is hereby amended, so as to read as follows: “All work or labor to be done for said school district, (except teaching,) and all materials to be procured for the use of the same, that is of such a nature as to admit of it, shall be done and procured by contract, and let to the lowest and best bidder, for which the board shall advertise and receive proposals in a public manner, and no member of said board shall, either directly or indirectly, have any pecuniary interest in any such contract: *provided*, that after having advertised as therein required, if no proposals shall have been received, or if those received shall not be satisfactory, then the board shall be and is hereby authorized to procure such labor or materials in such other manner as they shall deem for the best interest of the district.”

Work to be let by contract.

SECTION 4. Section twenty-eight of said act is hereby amended, so as to read as follows: “For the purpose of building any school house or houses, or for the

May borrow money to build school house, &c.

purchase of any site or sites therefor, the said board, on first obtaining a vote of the district at any annual meeting, shall have authority to borrow a sum of money not exceeding in the whole the sum of fifteen thousand dollars, including any sum that has been raised, (if any,) for such purpose, at a rate of interest not exceeding eight per cent. per annum, for a period of time not exceeding ten years, and to secure the payment of which they may execute, in their corporate capacity, such notes, bonds, mortgages, trust deeds or other evidences of indebtedness, based upon the school property of the district, as well as that which the district may possess at the time the indebtedness is incurred as that which will be acquired with the money thus borrowed, as shall to them seem most beneficial to the district; and if any such indebtedness shall be authorized by any such district meeting, and consummated by the board, then in that case it shall be the duty of said board to levy annually a tax on the taxable property of the district to pay the interest on such loan, and also to levy a tax or taxes on the property of said district to pay the principal as it shall become due by the terms and conditions of their contracts."

Repeal.

SECTION 5. All provisions of said act conflicting with the provisions of this act, are hereby repealed.

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

Approved April 2, 1864.

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## CHAPTER 392.

[Published April 25, 1864.]

AN ACT to prevent persons discharging firearms upon or near a certain bridge across the Catfish river.

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

Penalty.

SECTION 1. Every person who shall discharge any rifle, gun, fowling-piece, pistol or other firearms upon or within five rods of the bridge across the Catfish river, near the outlet of Third lake, on section twenty, in