

SECTION 2. This act shall be favorably construed to render effectual the said conveyance and assignment, and shall take effect from and after its passage and publication.

Approved March 23, 1883.

CHAPTER 151.

Wausau. (See vol. 2.)

CHAPTER 152.

Fond du Lac. (See vol. 2.)

[No. 279, A.]

[Published April 3, 1883.]

CHAPTER 153.

AN ACT relating to lands sold for taxes and amendatory of section one (1) of chapter 250, of the laws of 1882.

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

Lands sold
for taxes.

SECTION 1. Section one (1) of chapter 250 of the laws of Wisconsin for the year 1882, entitled, "an act to amend section 1210d of chapter 50 of the revised statutes, relating to lands sold for taxes," is hereby amended by adding thereto the following: Provided, further, that in any of the actions before mentioned the court may in furtherance of justice, allow the complaint to be amended, though such amendment be such as to change the form of the action and the plaintiff's title, whether legal or equitable, shall prevail as against claims of title based on invalid tax deed.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.
Approved March 24, 1883.

[No. 337, A.]

[Published April 6, 1883.]

CHAPTER 154.

AN ACT to authorize the city of Milwaukee to issue bonds.

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

City authorized
to issue bonds.

SECTION 1. The common council of the city of Milwaukee is hereby authorized to provide by or-

dinance for the issue of the corporate bonds of said city, and to issue such corporate bonds to the amount of not to exceed seventy-five thousand dollars (\$75,000), payable in not more than twenty years, bearing interest not exceeding the rate of four per cent. per annum, which bonds shall be called Bridge Bonds, and shall be used exclusively to provide means for the construction of new bridges where the same are or may be needed, in place of old bridges in said city, that shall have become dilapidated and unsafe for the public use; provided, that such bonds may be issued and used so far as shall be deemed necessary, for the construction of bridges, now in process of construction in said city, for the purpose of refunding a part of the moneys heretofore advanced from the general city and other funds of the city, in the construction of the water works. Authority is hereby also given to said common council to provide by ordinance for the issue of other corporate bonds, and to issue such other corporate bonds as follows: In the year 1883 bonds to an amount not exceeding one hundred and fifty thousand dollars (\$150,000), and not exceeding in the aggregate together with all other corporate bonds of said city outstanding at the time, the amount limited by the constitution of the state, or by any law of the state, which last named bonds, so to be issued; shall bear interest at a rate not exceeding five per cent. per annum, shall be called "water works refunding bonds," and shall be disposed of and used only at such time or times, and exclusively for such special purpose or purposes as shall be previously determined by the common council of said city, by resolution, which shall be approved by the mayor and by the city comptroller and the commissioners of public debt of said city, before it shall become operative for any purpose, and in the year 1884, bonds to an amount not exceeding one hundred and fifty thousand dollars (\$150,000) and not exceeding in the aggregate, together with all other corporate bonds of said city outstanding at the time, the amount limited by the constitution of the state or by any law of the state, which last named bonds so to be issued shall bear interest at a rate not exceeding five per cent per annum, shall also be known as "water-works refunding bonds," and shall be disposed of and used only at

such time or times, and exclusively for such special purpose or purposes as shall be previously determined by the common council of said city by resolution, which shall be approved by the mayor and by the city comptroller and the commissioners of public debt of said city before it shall become operative for any purpose.

By whom
issued.

SECTION 2. The bonds hereby authorized to be issued shall be signed by the mayor and clerk of the said city, and sealed with the corporate seal of the said city, countersigned by the comptroller of the said city, and attested by the commissioners of the public debt of the said city; and shall in terms be made payable in lawful money of the United States in the city of Milwaukee, or in the city of New York, and such bonds shall each be for the principal sum of one thousand dollars (\$1,000), or five hundred dollars (\$500), or one hundred dollars (\$100), "or registered bonds to the amount of ten thousand dollars (\$10,000) each," and shall have coupons or interest warrants attached thereto for the semi-annual payment of the interest thereon.

To be delivered
to commissioners
of public
debt.

SECTION 3. All bonds to be issued under the provisions of this act shall be delivered to the commissioners of the public debt, appointed under chapter 87 of the general laws of 1861, and the office of commissioners of public debt shall continue, and such commissioners shall be appointed from time to time, in pursuance of the provisions of that act, while any of the bonds issued under this act, or under that act, shall remain outstanding, and all the provisions of sections 2, 6, 7, 8, 9, 10, 11 and 17, of that act, so far as the same may be applicable and not inconsistent with this act, shall apply to all bonds to be issued under this act, and are hereby incorporated into this act as a part thereof, it being the true intent and meaning of this act to provide for the bonds hereby authorized, in the same manner as the bonds authorized by that act are provided for, in the sections thereof last mentioned.

How bonds
shall be executed
and issued.

SECTION 4. The bridge bonds provided for in the first section of this act shall be executed and issued from time to time, at such times and in such amounts as may be determined by the common council of the city of Milwaukee, and shall be sold and disposed of by the commissioners of the public debt, and the proceeds thereof paid

from time to time into the treasury of said city; and said proceeds shall constitute a separate and distinct fund in the treasury, and paid out and applied exclusively for the purposes stated in the first section of this act. The "waterworks refunding bonds" provided for in the first section of this act, shall be executed and issued from time to time, at such times and in such amounts as shall be determined as provided in said section one, in reference to such "water works refunding bonds," and shall be sold and disposed of by the commissioners of the public debt, and the proceeds thereof paid from time to time into the treasury of said city; and said proceeds shall constitute a separate and distinct fund in the treasury, and shall be paid out and applied exclusively for the purposes that shall be determined, as is provided in said section one, in reference to such "water works refunding bonds."

SECTION 5. A tax upon all the taxable property, real and personal, in said city, shall be annually levied by the common council, sufficient to pay the annual interest on all bonds issued under the provisions of this act and outstanding, and for twenty years before the principal of the bonds hereby authorized shall become due, a tax to provide a sinking fund, and equal to five per cent. of the principal of the bonds actually issued, shall be annually levied by the common council for a sinking fund, to pay the principal of such bonds.

Tax to be annually levied.

SECTION 6. As soon as a sinking fund shall be actually collected for the said bonds, the commissioners of the public debt shall proceed annually in the cancellation of the bonds, in the manner provided for by sections 10 and 11 of chapter 87 of the general laws of 1861, in regard to bonds issued under that act.

SECTION 7. The commissioners of the public debt shall, from time to time, or when requested by the common council, report to the common council of said city, the sale or other disposition of all bonds authorized by this act.

Commissioners shall make report.

SECTION 8. All bonds paid or otherwise retired shall be forthwith marked, "canceled" by the commissioners of the public debt, and by them returned to the common council of the said city, who shall forthwith publicly cancel the same.

Canceling bonds.

SECTION 9. The commissioners of the public debt are hereby prohibited from selling, or other-

To be sold only at par.

wise disposing of any of the bonds authorized by this act to be issued, at a less rate than par, that is to say, for less than the principal of such bonds with accrued interest.

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

Approved March 24, 1883.

[No. 21, A.]

[Published April 6, 1883.]

CHAPTER 155.

AN ACT to authorize the voters of incorporated villages to direct whether offices of village clerk and street commissioner shall be filled by appointment or by election.

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

Relating to
village clerk
and street
commissioner.

SECTION 1. The board of trustees of every village, incorporated under special act, shall have the power, by resolution to submit to the electors of such village, at any general, annual or special election, the question whether or not, in such village thereafter the offices of clerk and street commissioner, or either, shall become elective by the voters of said village or become subject to appointment by the board of trustees.

SECTION 2. Notice of the submission of said question shall be given as provided in section 871 of the revised statutes; the form of the ballots used in voting upon said proposition shall be: "for election" and "against election;" the ballots shall be deposited, in a separate box and such election shall be conducted, the votes canvassed, statements made and recorded as in other village elections.

SECTION 3. If a majority of the ballots cast at such election on such proposition shall be "for election," then the said officers shall thereafter become elective by the voters, the same as the other elective village offices; and if a majority of the ballots cast on such proposition shall be "against election," then the said offices shall be filled by appointment by the board of trustees, any provisions of the charter of such village notwithstanding.

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

Approved March 26, 1883.