

such literary honors and rewards as they may judge proper.

Funds, how appropriated.

SECTION 5. That the funds and property of said institution shall be appropriated by the board to the endowment and support of said university, in such manner as shall most effectually promote virtue, piety and learning: *provided*, that no property or funds given for a specific purpose shall be appropriated in behalf of any object other than those intended by the donor or grantor.

Trustees' oath.

SECTION 6. That the trustees hereby appointed, shall take an oath for the faithful discharge of the duties of their respective offices, which oath any of the said trustees is hereby authorized to administer.

SECTION 7. That in the event of the dissolution of the corporation hereby created, all real estate granted for the use of said corporation, shall revert to the original grantor.

SECTION 8. That the superintendent of the Wisconsin establishment be, and he is hereby authorized to fix the time and place for holding the first meeting of the said trustees, of which he shall give at least thirty days' previous notice, through the medium of a newspaper published in the vicinity, or by written notices to each of the trustees; and any trustee who may be prevented from attending any meeting, shall have the privilege of being represented by proxy.

SECTION 9. *And it is further enacted*, That this act shall be subject to be altered, amended or repealed by any future legislature in this territory or state, as the case may be.

Approved Dec. 13, 1837.

No. 4.

AN ACT to enforce the payment of certain moneys into the several county treasuries.

Money to be paid to treasurer in the same funds as received.

SECTION 1. *Be it enacted by the council and house of representatives of the territory of Wisconsin*, That from and after the passage of this act, it shall be the duty of the justices of the peace and of all other officers, to

account for and pay over to the county treasurer of the proper county, and take his receipt therefor, (which receipt shall be filed with the clerk of the county commissioners, on or before the first Monday in January, in each and every year,) all sums of money received by fine, penalty or otherwise, which by law is required to be paid into the treasury of the several counties, shall be paid in the same kind of funds as is received by such officer or officers.

SECTION 2. *Be it further enacted*, That any officer failing to comply with the foregoing section, shall forfeit and pay the sum of seventy five dollars, with any money by him not accounted for and paid over as aforesaid, to be recovered by suit, before the district court of the proper county wherein default is made, in the name of the board of commissioners for the use of said county; and in case judgment is rendered against such officer or officers, there shall be no stay of execution allowed thereon, any law to the contrary notwithstanding: *provided*, that the officer or officers against whom the suit is brought, shall have notice thereof, at least ten days before the first day of the term at which such suit is brought.

Forfeiture on failure to comply.

No stay of execution.

SECTION 3. From and after the first organization of the board of county commissioners, in the several counties in this territory, all acts and parts of acts contravening any of the provisions of this act are hereby repealed and of no effect.

Repealing clause.

Approved Dec. 13, 1837.

No. 5.

AN ACT to provide for the election of county treasurers and to define their duties.

SECTION 1. *Be it enacted by the council and house of representatives of the territory of Wisconsin*, That there shall be elected at the time and place of electing county commissioners, a county treasurer, who shall, immediately on the receipt of a certificate notifying him of his election, give bond and security to the satisfaction of the board of commissioners, payable to the said board of commissioners in their corporate name, con-

County treasurer to be elected and to give bond.