

No. 23.

AN ACT to establish the county of Sauk, and to define its limits.

Be it enacted by the Council and House of Representatives of the Territory of Wisconsin.

Boundaries of
Sauk county.

SECTION 1. That all the district of country lying within the following described limits, to wit, beginning at the Wisconsin river, on the range line betwixt ranges one and two, east, of the fourth principal meridian, thence running due north, with said line, until it shall intersect a line running due west from the township line betwixt towns thirteen and fourteen, north, range nine east, thence due east on said line, to the middle of the Wisconsin river, thence down the middle of said river, until it intersects the range line betwixt the ranges seven and eight, thence south on said range line to the middle of said river, to the place of beginning, shall be, and the same is hereby constituted a separate county, by the name of Sauk.

Attached to Dane
county.

SEC. 2. The said County of Sauk is hereby attached, temporarily, to the county of Dane, for all county and judicial purposes: and the County Commissioners of the county of Dane are hereby required, to cause the assessors, in said county of Dane to assess, and include in their assessment roll, all the personal property of the inhabitants of said county of Sauk, (with the exception of household furniture) and make return thereof as required by law, which property shall be subject to be taxed at the same rate real estate now is, and collected in the manner provided by law.

What property
to be taxed.

SEC. 3. This act to take effect from and after its passage.

Approved January 11th, 1840.

No. 24.

AN ACT to provide for laying out and opening Territorial Roads, and for other purposes.

Roads when to
be laid out.

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Wisconsin,* That all Territorial roads, to be hereafter located and established within this Territory, shall be viewed, surveyed and established, and returns

made thereof agreeably to the provisions of this act, within two years from the passage of the act, by which said road or roads may be granted or authorized to be laid out respectively.

SEC. 2. The commissioners appointed to locate and establish any Territorial road, may cause the same to be correctly surveyed and to be marked from the beginning throughout the whole distance, by setting stakes in the prairie at a reasonable distance apart, and blazing trees in the timber; they shall establish mile posts, which shall be marked with a marking iron, in regular progression, from the beginning to the termination of said road, and shall also establish a post, at every angle in said road, marking, as aforesaid, upon the same and upon a tree in its vicinity, if any there be, the bearing from the true meridian of the course, beginning at said angle post set as herein directed, and note the bearing and distance of two trees in opposite direction if there be any in the vicinity, from each angle and mile post.

SEC. 3. The commissioners and surveyor of each road shall make a certified return of the survey and plat of the whole length of said road, specifying, in said return, the width, depth, and course of all streams, the position of all swamps and marshes, and the face of the country generally; noting when timber and when 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 the Territory, 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 commissioners 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.

SEC. 5. All Territorial roads, authorized to be laid out by any law of this Territory, and not yet commenced, shall be laid out in the manner prescribed in this act, and the commissioners shall comply with all the regulations herein contained; and further, the established width of all Territorial, town, and county roads shall be sixty-six feet, and the line, run by surveyors, shall be the centre of the road, unless otherwise described in the return.

Every established road to remain a public highway.

SEC. 6. When any road shall have been located and established, agreeably to the provisions of this act, the same shall be, and forever remain, a public highway, and shall be opened and worked by the counties through which it shall be laid, at such time as the county commissioners shall order, as county roads are; and no part of the expense of laying out and establishing any Territorial road, or of the damages sustained by any person or persons in consequence of laying out any Territorial road, shall be paid out of the Territorial or county treasury.

Expenses of laying out not to be a charge on the county or territory.

A plat of United States' roads to be recorded by clerk of county commissioners.

SEC. 7. It shall be the duty of the clerk of the board of county commissioners, of every county, to procure, if practicable, a plat of the survey of any United States' road running through the proper [*their respective*] counties, and to record the same in his office; and the plat so made, if any, of United States' road, signed by the proper officers or engineer of the United States, and recorded as aforesaid, or a copy thereof duly certified by such clerk, shall be admitted as evidence in any of the courts of this Territory.

Expense thereof to be paid by county.

SEC. 8. The expenses of procuring such plats shall be audited and allowed by the county commissioners and paid from the county treasury.

SEC. 9. The act, now in force, to provide for laying out and opening Territorial roads, is hereby repealed.

Approved, January 11th, 1840.

No. 25.

AN ACT to amend an act entitled "An act to change the corporate limits and powers of the town of Milwaukee."

Labor on the streets, by whom

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Wisconsin,* That the President and Trustees of the town of Milwaukee be, and they are hereby authorized to require every male person of the age of twenty one years and upwards, who has resided in said town for the term of three months, to labor on the streets and alleys within the limits of the ward in which such person may reside, two days in each and every year, at such time as the street commissioner or other person, appointed for that purpose, may direct. Provided that no member of any fire engine company formed within

How much yearly.