

Mineral Point
and Delavan
road.

SEC. 4. R. W. Gray of Mineral Point, David Humes of the county of Rock, and S. F. Phoenix of the county of Walworth, are hereby appointed commissioners to lay out and establish a territorial road, commencing at Mineral Point, thence by the nearest, best and most practicable route, through the Janes' and Phelps' settlement to Humes' ferry, on Rock river; thence, by the nearest, best, and most practicable route to Delavan, in the county of Walworth.

May adopt es-
tablished roads

SEC. 5. If the last named commissioners should be of the opinion that any road, already laid out, is the proper route for any part of the road hereby established, they shall have power to commence and terminate the survey of said road at any point on the line of said road, so previously laid out, as they shall think proper.

When to lay
out.

SEC. 6. The said last named commissioners shall cause said road to be laid within one year, and not afterwards.

Approved, August 13th, 1840.

No. 32.

AN ACT to lay out and establish certain Territorial Roads therein named.

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

Road from the
Marine Mills
to Grey Cloud
Island.

SEC. 1. That James S. Norris, Orange Walker and James R. Clewitt, be, and they are hereby, appointed commissioners to lay out and establish a territorial road, commencing at the Marine Mills, on the St. Croix river, thence by the most direct and practicable route, passing near Dacota, the county seat of St. Croix county, and through or near Prospect Grove, to the Grey Cloud Island on the Mississippi river; and to locate the most suitable point for constructing a bridge across the channel separating said Island from the main land.

Road from the
Falls of St.

SEC. 2. That William Holcomb, Ralph C. Tuttle and William Dibble, be and they are hereby, appointed commissioners

to lay out and establish a territorial road, commencing at the Falls of St. Croix, thence on the most direct and practicable route to the Marine Mills, on the St. Croix river.

Croix to the Marine Mills.

SEC. 3. That Philander Prescott, William Stitts and Calvin A. Tuttle, be, and they are hereby, appointed commissioners to lay out and establish a territorial road from Prescott's ferry across the St. Croix river, on the most direct and practicable route to Grey Cloud island.

Road fm Prescott's Ferry to Grey Cloud Island.

SEC. 4. The county commissioners of the county of St. Croix, may fill any vacancy which may occur in either of the foregoing commissions; and any person so appointed to fill a vacancy or vacancies, as aforesaid, shall have the same powers, and be subject to the same responsibilities as if he had been named in this act.

County commissioners to fill vacancies in road com'rs.

SEC. 5. That Henry M. Billings, Amasia K. Parish and William S. Booth, be, and they are hereby, appointed commissioners to lay and establish a territorial road from English Prairie, on the Wisconsin river, on the nearest and best route to Whitney's mills.

Road to Whitney's Mills fm English prairie.

SEC. 6. That H. S. Wright, H. B. Kelsa and Jacob Cornelius, be, and they are hereby, appointed commissioners to lay out and establish a territorial road from the Fox river of Green Bay, opposite the mouth of Plumb creek, in Brown county, to Smithfield, north of the Gristmill in the Oneida Reservation, in said county.

Road fr'm Fox river to Smithfield.

SEC. 7. That Seymour Wilcox, Moses Collins and Oliver P. Williams, be and they are hereby, appointed commissioners to lay out and establish a territorial road leaving the United States road near the house of said Wilcox in Fond du Lac county, and to intersect the same again near the bridge where the said road crosses the Fox river, in Portage county, and running by the north side of Fox lake.

Road from S. Wilcox house to Fox lake.

SEC. 8. That Anson Dart, Oliver Williams and Joseph Smith, be, and they are hereby, appointed commissioners, to lay out and establish a territorial road from Madison to intersect the territorial road from Fort Winnebago to Butte Des Morts, at or near Green Lake, and running by the north and west side of Fox lake.

Road fr'm Madison to Butte Des Morts.

Road fm Fond du Lac. SEC. 9. That Chester Ford, J. V. Suydam, and Webster Stanley, be, and they are hereby, appointed commissioners to lay out and establish a territorial road from Fond du Lac, on the best and most eligible route by Oshkosh, on the west side of the Winnebago lake, to intersect the territorial road from Fort Winnebago to Fort Howard, at the most practicable point between the said town of Oshkosh and little Butte des Morts.

Road fm Fort Winnebago to Plover Rapids. SEC. 10. That Gilbert Conant, Robert Bloomer, George Kline, Henry Merrill and Gideon Trusdell be, and they are hereby, appointed commissioners to lay out and establish a territorial road commencing at Fort Winnebago and running on the best and most practicable route to the Plover rapids on the Wisconsin river.

Road fr'm Madison to Seymour Wilcox. SEC. 11. That J. P. Brower, Elbert Dickerson and Seymour Wilcox, be, and they are hereby, appointed commissioners to lay out and establish a territorial road commencing at Madison and running on the best and most practicable route, via Columbus, to the house of Seymour Wilcox, in Fond du Lac county.

Road to Whitney's Mills fm Fort Howard. SEC. 12. A territorial road shall be laid and established from Fort Howard, Green Bay, on the most direct and eligible route to Whitney's mills on the Wisconsin river; and Daniel Whitney, Amable Grignon and Samuel R. Merrill are hereby appointed commissioners for that purpose; a majority of whom shall have authority to lay out said road.

Road fm Monroe to Jefferson SEC. 13. A territorial road shall be laid out and established from Monroe, the county seat of Green county, running on the west side of Lake Koshkanong to Jefferson, the county seat of Jefferson county; and Abraham Vanderpool, Joseph McCracken and Frederick A. Potter are appointed commissioners to lay out said road.

Road fm Milwaukee to Fond du Lac. SEC. 14. G. A. Foster, John D. Denny and Edward Pier, be, and they hereby are, appointed commissioners to lay out and establish a territorial road commencing at the territorial road running from Milwaukee to Watertown, at some point where said road crosses section 33, town 8, range 17, and running from there on the nearest and best route to Fond du Lac.

SEC. 15. A territorial road shall be laid out and established

from the state line of Illinois in section 31, town 1 north of range 9 east, running on the most direct and practicable route to Monroe in Green county, thence to Mineral Point, in Iowa county; and Daniel Baxter, William Rittenhouse and Elias Shook, be, and are hereby appointed commissioners to lay out said road; a majority of whom shall have authority to lay out said road.

Road from Illinois line to Mineral Point.

SEC. 16. A territorial road shall be laid out from the mouth of the Sheboygan river, on the north side of said river, to the town of Manchester on Lake Winnebago; and Benjamin H. Moors, Randal Abner and Charles D. Cole, are hereby appointed commissioners for that purpose.

Road fr'm Sheboygan river to Manchester

SEC. 17. Said commissioners named in the tenth section of this act, or a majority of them, are hereby empowered to meet at Fort Winnebago, and proceed to the discharge of the duties assigned them by this act.

Com'rs. where to meet.

SEC. 18. That Daniel Baxter, John Moore and Robert L. Ream, are hereby appointed commissioners to lay out and establish a territorial road from the state line of Illinois in section thirty one, town one north, range nine east, on the most direct and practicable route to Madison in Dane county.

Road from Illinois line to Madison.

SEC. 19. That Berry Haney, Alvin Crain and D. B. Crocker, are hereby appointed commissioners to lay out and establish a territorial road, commencing at Haney's ferry on the Wisconsin river, and running on the most eligible route to Hickox's mills, in Iowa county, and thence on the route to Mineral Point, until it intersects the United States military road.

Road from Haney's ferry to Mineral Point.

SEC. 20. That James Ensminger, Abraham Wood and Andrew Blodgett, are hereby appointed commissioners to lay out and establish a territorial road from Haney's ferry on the Wisconsin river, on the most eligible route to the dells on said Wisconsin river.

Road from Haney's ferry to the dells on the Wisconsin river.

SEC. 21. That George Anderson, Isaac H. Palmer and Eben Peck, are hereby appointed commissioners to lay out and establish a territorial road commencing at Madison and running on the most eligible route to the rapids of the Baraboo river in Sauk county, known as Rowen's rapids.

Road fr'm Madison to Baraboo

SEC. 22. That John Gale, Jr. Alvin Raymond, William

Road from Racine to Prairieville.

Lee and Thomas E. Parmlee are hereby appointed commissioners to lay out and establish a territorial road to commence at or near the town of Racine, in the county of Racine, thence running in the nearest and best route to intersect the road from Milwaukee to Madison at Prairieville, in the county of Milwaukee.

Road to Whitney's Mills from Sauk Prairie.

Sec. 23. That Cyrus Leland and Ebenezer Peck, are hereby appointed commissioners, in addition to those appointed in the fourth section of act approved January 13, 1840, to lay out and establish a road from Sauk Prairie to Whitney's mills on the Wisconsin river.

Road from the Mission House to Sheboygan.

Sec. 24. William Farnsworth, Albert G. Ellis and John W. Quinney, are hereby appointed commissioners to lay out a road from the Mission House in the Stockbridge settlement in Calumet county, to the mouth of the Sheboygan river in Sheboygan county.

Road from Prairieville to the U. S. road.

Sec. 25. That A. F. Pratt, Samuel S. Barstow and Charles R. Daikin be, and hereby are appointed commissioners to lay out and locate a territorial road commencing at Prairieville in Milwaukee county, thence running in a southwesterly direction to the northeast corner of section twenty nine, town four and range sixteen; thence southerly to the United States road in town three of the same range.

Road to Janesville.

Sec. 26. That William A. Barstow, James Buckner and J. H. Kembill, be, and they are hereby, appointed commissioners to lay and locate a territorial road, commencing on the road proposed to be laid by the preceding section of this act, near the said northeast corner of said section twenty-nine, and thence in the most direct and eligible route to Janesville in Rock county: *Provided*, A majority of commissioners named in this and the preceding section of this act, may proceed to lay out said roads; and their acts shall be as valid as if all of said commissioners had concurred therein.

A majority of comm'rs. may act.

Comm'rs. may adopt the roads now located.

Sec. 27. The several boards of commissioners appointed by this act shall have power to adopt such portion of any territorial or United States road they may find to have been previously located on any of said routes.

Sec. 28. Hiram Griffith, Erastus Q—— and John Hop-

kins, are hereby appointed commissioners to lay out and establish a territorial road commencing at Beloit in the county of Rock, thence by the best and most practicable route to the southwest corner of section number sixteen in town number four north of range ten east, thence northerly so as to intersect the road leading to Madison in the county of Dane. Road from Beloit.

SEC. 29. This act shall take effect from and after its passage.

Approved, February 19th, 1841.

No. 33.

AN ACT supplementary to the several acts relating to the Milwaukee and Rock River Canal.

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

SEC. 1. That in the construction of the locks on the Milwaukee and Rock River canal, it shall be lawful to substitute wood instead of stone, whenever in the opinion of the chief engineer, approved by the canal commissioners, such substitution shall be deemed expedient. Wood may be substituted for stone in constructing locks

SEC. 2. The governor of the territory is hereby authorized to execute and issue bonds in the name of the territory, for any sum not exceeding one hundred thousand dollars, bearing an interest of seven per cent per annum, payable semi-annually: Governor may issue bonds for \$100,000.
Provided, That all or any part of any moneys which may be borrowed in pursuance of this act, may be deposited in any sound specie paying banks, which shall be selected by the canal commissioners and the governor of the territory, subject to the draft of the receiver of the canal fund whenever the same may be required for expenditures on the canal, but in all other respects conformable to the provisions of the first section of the "act to provide for aiding in the construction of the Milwaukee and Rock River canal," approved February 25th, 1839: Money raised thereby, where to be deposited
Provided, That the canal commissioners are required to, and shall How drawn by the receiver.