

revised statutes, is hereby amended so as to read as follows:

Whenever application shall be made by any free-holder whose land is excluded from the highway, to the supervisors of the town, to lay out a private road, the supervisors may lay out such road; and the damages thereof to any owner of the lands through which such road may be laid, shall in like manner be ascertained and determined, and in case of appeal, the like proceedings shall be had thereon, as is provided in this chapter, for the laying out and altering of public highways; except that the applicant for such private road shall, in all cases, pay the damages and costs, arising from the laying out of such road.

SEC. 2. This act shall take effect and be in force, from and after its passage.

Approved, March 4, 1853.

An Act prescribing certain duties of Clerks of Circuit Courts, and for other purposes. Chap. 19.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. It shall be the duty of the clerk of the circuit court to keep an accurate list, in a book to be by him provided for that purpose, of all certificates by him issued to witnesses and jurors; stating in such record the number of each certificate, the date and amount thereof, and to whom issued; and to furnish at each annual session of the county board of supervisors, a certified transcript of such record during the year preceding such session; which transcript shall be entered in full upon the records of said board.

Approved, March 4, 1853.

An Act to provide for the payment of the Surveying of School Lands in the several Counties of this State. Chap. 20.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. There shall be allowed to the surveyors who were employed by the appraisers of the school lands in the counties of Sauk, Adams, Waushara, Waupacca, Compensation of surveyors

Portage, Marathon, Crawford, Bad Ax, La Crosse, Chipewa, Outagamie, Columbia, and Marquette, appointed pursuant to an act entitled "an act to provide for the subdivision and appraisal of school lands in the counties therein named, and granting pre-emption rights thereon," approved March 15, 1852, the sum of three dollars per day for the time such surveyors were necessarily employed in surveying and subdividing the school lands in said counties: *Provided*, The said sum shall not be allowed to more than one surveyor for each county, in case more than one shall have been employed by such appraisers at the same time.

Proviso.

Amount to be allowed.

SEC. 2. There shall be allowed to such persons, not exceeding three in each county, as were actually employed by such appraisers to assist in the survey of the said school lands, the sum of one dollar and fifty cents per day for the time they were actually engaged and employed in such survey.

Secretary of state to audit accounts.

SEC. 3. The accounts for such services shall be audited by the secretary of state, when verified by the affidavit of such appraisers; and shall be paid out of the school fund, upon the certificate of the secretary of state, stating the amount so due for such service.

Compensation of appraisers.

SEC. 4. There shall be allowed and paid by the state treasurer, out of the school fund, to the several counties, all necessary expenses (remaining unpaid to said counties) incurred and paid by the several counties of this state for compensation of appraisers of school lands embraced in sections numbered sixteen, and for surveyors, chainmen, or packers employed by such appraisers, under the laws of this state. The certificate of the clerk of the board of county supervisors, under his hand and seal, and countersigned by the chairman of said board, shall be evidence of the amount paid by each county respectively, and shall be filed in the office of the secretary of state.

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

Approved, March 4, 1853.

Chap. 21.

An Act for the division of the county of Washington, and the erection of the county of Ozaukee.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. All that portion of the present county of