

Chapter 67.

Published April 30th, 1858.

AN Act to provide for disposing of the Drainage Fund, and the distribution of the interest thereof.

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

What to constitute the Drainage Fund

SECTION 1. For the purpose of carrying out the intention of the act of Congress, entitled "An Act to grant to the State of Arkansas and other States, the Swamp and Overflowed Lands within their limits," approved September 28th, 1850, and for the further purpose of enhancing to the purchasers, the value of such swamp and overflowed lands as have been, or may hereafter be, purchased of this State, fifty per cent. of the nett proceeds of the sale of the swamp and overflowed lands granted to this State by the act of Congress aforesaid, shall be and the same is hereby set apart as a separate fund, to be entitled the Drainage Fund, which fund shall be devoted to the drainage and reclamation of said swamp and overflowed lands.

The principal of Drainage Fund to be loaned out.

SEC. 2. The principal of the said Drainage Fund shall be loaned out by the commissioners of the school and university lands, in the manner and under the same regulations and at the same rate of interest as the school fund is loaned by existing laws; *Provided*, That no more than five thousand dollars of said drainage fund shall be loaned to persons residing in any one and the same county during the year 1858; *And, provided further*, That the sum of twenty five thousand dollars shall not be loaned out by said commissioners, as provided in this section, until after the first day of July, A. D. 1858.

Provisos.

Interest to be distributed to the several counties annually—to be applied for drainage purposes.

SEC. 3. All interest now due, or hereafter to become due, said drainage fund income, on account of sales of swamp and overflowed lands, and also on account of any loans heretofore or hereafter made from the principal of said drainage fund, shall be distributed annually to the several counties in this State, in proportion to the amount received from the sales of said swamp lands in such counties, at the same time and in the same manner as provided by existing laws for the distribution of the school fund income; to be expended

under the direction of the several boards of county supervisors of such counties for the purpose of the drainage and reclamation of said swamp and overflowed lands, as hereinafter provided; *Provided*, That all moneys paid into the treasury at the time of the passage of this act, as such interest, shall constitute a part of the principal of said drainage fund, and that the first distribution of the income of said fund shall be made in the year 1859. *Proviso.*

SEC. 4. A distinct and accurate list of all swamp and overflowed lands, sold in each of the organized towns of the several counties of this State, shall be made in duplicate by the officers making such sales of said swamp lands, or by the proper officer having charge of such lists, one of which shall be deposited in the office of the clerk of the board of supervisors of such county, and the other shall be filed in the office of the Secretary of State. And the board of county supervisors of any county in this State, that may become entitled to, and receive any portion of said moneys, as herein provided, is hereby authorized and empowered, at any regular session of such board, to appoint a drainage commissioner for such county, who shall hold his office for one year from the date of such appointment, unless sooner removed by said board. And said board of supervisors shall have power to make all right and needful regulations respecting the duties and qualifications of such drainage commissioner, in relation to drainage or otherwise reclaiming such swamp and overflowed lands embraced within the limits of said county, not inconsistent with the provisions of this act. Lands sold to be made out in duplicate lists.

County boards of supervisors to appoint a drainage commissioner, &c.

SEC. 5. Such parts of section seven, of chapter 125, of the general laws of 1856, as conflict with the provisions of this act, and all of section eight of said chapter, are hereby repealed. *Repealed.*

SEC. 6. It shall be the duty of the county board of supervisors of the counties where such fund is distributed to make the State Treasurer a full report of the disbursements of said fund before the first day of October in each year. County boards of supervisors to make reports to State Treasurer.

SEC. 7. This act shall, immediately after its passage, be published by the State Printer, and when so published, shall take effect.

Approved April 30th, 1858.