

Council may order levy and collection of tax.

SECTION 3. Nothing contained in this act shall be so construed as to prevent the common council of the city of Ripon from directing by resolution or order, the levying and collection of such railroad aid tax, whenever in their opinion the interests of said city will be promoted by so doing: *provided*, the vote on the passage of such resolution or order shall be taken by ayes and noes, and recorded at length upon their journal, and a majority of all the council elect shall be required for its adoption.

SECTION 4. This act shall take effect and be in force from and after its passage.

Approved February 29, 1864.

CHAPTER 95.

[Published March 4, 1864.]

AN ACT to authorize the town of Waupaca to aid in the construction of the Oshkosh and Wausau railroad.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows :

Town board may issue bonds.

SECTION 1. The board of supervisors of the town of Waupaca, in the county of Waupaca, are hereby authorized, on the conditions and for the purposes herein-after mentioned, to issue the bonds of said town of Waupaca to the Oshkosh and Wausau railroad company, for any sum of money not exceeding in the aggregate ten thousand dollars.

How signed, &c.

SECTION 2. Such bonds shall be signed by the chairman of the town board of supervisors, and countersigned by the town clerk of said town of Waupaca, shall be of the denomination of five hundred dollars each, or of one thousand dollars each, shall be payable at such place as the board of supervisors issuing them and the said Oshkosh and Wausau railroad company may agree upon, and shall be payable as follows, viz. :

When payable.

The first of said bonds, to the amount of one thousand dollars, shall become due and payable in three years from the first day of April next after the issue and delivery of said bonds, and one thousand dollars of said

bonds shall become due and payable on the first day of April, in each and every succeeding year thereafter, until the full amount of bonds so delivered by said town of Waupaca shall be fully paid, with interest payable annually at seven per cent. per annum.

SECTION 3. Such bonds may, according to the purpose for which their issue is authorized, be delivered in payment at the value expressed on their face, for shares of stock to be subscribed for by the chairman of said board, in the name of said board of supervisors, for said town of Waupaca, in the capital stock of the said Oshkosh and Wausau railroad company, to be expended in the making of the road-bed of said railroad between the west bank of Wolf river and the village of Waupaca.

Bonds to be delivered in payment of stocks

SECTION 4. No such bonds shall be issued until a majority of the legal voters of the town voting upon the question, shall have voted in favor of such issue of bonds. The election for that purpose shall be called by the supervisors of said town, upon the application of the said Oshkosh and Wausau railroad company, by their proper agent, the said agent at the time of said application to said board of supervisors presenting to said board a petition, requesting said board to call said election, signed by at least twenty legal voters of said town of Waupaca; and the said board of supervisors shall give notice of such election, by posting up five written or printed notices of the same in public places in said town, and cause the same to be published in a newspaper printed in said town, at least one week before said election. The notice shall specify the amount of the bonds proposed to be issued, the length of time they are to run, and the rate of interest they are to draw. At such election, those voting for said proposition shall deposit a ballot upon which shall be written or printed the words, "for the railroad," and those voting against it shall deposit a ballot upon which shall be written or printed the words, "against the railroad." The election shall be conducted and the votes canvassed and certified in the same manner provided by law for holding the usual elections of said town.

Question of issue of bonds to be submitted to vote.

Form of ballots.

SECTION 5. Before the supervisors shall issue and deliver any such bonds, the said railroad company or their agent so receiving the same, shall give security to the satisfaction of the supervisors, that the money aris-

Security for application of money.

ing from the sale of said bonds shall be faithfully applied in the construction of said road-bed between the west bank of Wolf river and the village of Waupaca, and that the railroad shall be completed to Waupaca, and within such time as the said board of supervisors and railroad company may agree upon.

Tax for payment of interest and principal of bonds.

SECTION 6. The board of supervisors of said town of Waupaca shall annually, or whenever it becomes necessary, assess and levy a tax upon the taxable property of said town of Waupaca, sufficient to pay the interest annually upon all such bonds as may have been issued, and also to pay the principal of said bonds each and every year, as the same may become due and payable, according to the provisions of this act, which said tax shall be collected in the same way and manner that other taxes are collected in said town.

Appointment of railroad commissioner.

SECTION 7. The board of supervisors of said town of Waupaca shall annually, or as often as a vacancy occurs, appoint one railroad commissioner, who shall attend the annual and special meetings of the stockholders of said railroad company, and shall be entitled to cast one vote for every share of stock held by the town, in the election of officers and all questions submitted to a vote of the stockholders.

SECTION 8. This act shall take effect and be in force from and after its passage.

Approved February 29, 1864.

CHAPTER 96.

[Published March 4, 1864.]

AN ACT to authorize the county of Douglas to pledge its credit for railroad purposes.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

Authority to vote on question of aid to railroad

SECTION 1. At the regular election for town officers to be held in the county of Douglas, in the year one thousand eight hundred and sixty-four, the legal voters of said county may deposit ballots, written or printed, or partly written and partly printed, in words as fol-