

## CHAPTER 38.

[Published April 11, 1866.]

AN ACT to authorize the distribution of certain documents and publications.

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

SECTION 1. The secretary of state is hereby authorized and directed to forward to the several states which practice like comity with the state of Wisconsin, copies of all laws, journals, reports or other documents published by authority of the state. Laws, &c. to be sent to states.

SECTION 2. The secretary of state is hereby authorized and directed to annually forward to Washington, for the use of the congressional library, two copies of all volumes of local and general laws, supreme court reports, legislative journals, reports of departments, legislative manual, and other documents published by authority of the state. To be sent to congressional librarian.

SECTION 3. There is hereby annually appropriated Appropriation. out of any money in the state treasury not otherwise appropriated, belonging to the general fund, a sum sufficient to carry into effect the provisions of this act.

Approved March 31, 1866.

## CHAPTER 39.

[Published April 10, 1866.]

AN ACT to provide a home for the orphans of Wisconsin soldiers.

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

SECTION 1. An institution is hereby established, the name of which shall be "the soldiers' orphans' home," of Wisconsin." "Soldiers' orphans' home."

SECTION 2. For the purpose of providing suitable buildings for said institution, the governor, secretary of state, state treasurer and attorney general are hereby Purchase of buildings, &c.

empowered and authorized to purchase for the state of Wisconsin, block one hundred and fifty-two (152) of the city of Madison, Dane county, according to the recorded plat thereof, together with all the buildings and improvements thereon: *provided*, a perfect title can be acquired to the said property, for a sum not exceeding ten thousand dollars (\$10,000,) the title of which shall be vested in the state of Wisconsin.

**Board of trustees.** SECTION 3. Whenever the title to said property shall be vested in the state of Wisconsin, as provided in section two of this act, the governor shall appoint seven persons, one from each congressional district, and one from the state at large, who shall be trustees of said institution, all of whom shall be tax-payers and residents of this state. They shall be styled "the board of trustees of the soldiers' orphans' home, of Wisconsin," and a majority of them shall constitute a quorum for the transaction of business. Of those members first appointed, three shall serve for three years, two for two years, and two for one year, as shall be designated by the governor at the time of appointment, and at the expiration of these successive terms, the vacancies shall be filled in like manner for the term of three years, and each member shall serve until his successor shall be appointed; and should any vacancy accidentally occur by death, resignation or otherwise, the same shall be filled by appointment of the governor, for the unexpired portion of the term for which such trustee would have been required to serve.

**Terms of office.** **Powers of trustees.** SECTION 4. The board of trustees shall manage and direct the affairs and concerns of the "orphans' home," in all its general interests, and they shall make, subject to the approval of the governor, all needful by-laws and regulations for the proper administration of the said "orphans' home," not inconsistent with the constitution and laws of this state or of the United States. The trustees shall receive no compensation for their services, but all expenses necessarily incurred by them in the performance of their duties, shall be paid out of the state treasury, on the warrant of the secretary of state.

**Officers of board, and their duties.** SECTION 5. The said board of trustees shall appoint from their number a president and secretary, to serve for such period and to perform their duties under such regulations and restrictions as may be prescribed in

their by-laws. The treasurer of the state shall be *ex officio* treasurer of the board. The secretary shall keep a faithful record of all the transactions of the board; and the president shall have power to call extra meetings of the board, on receiving a written request to make such call from not less than two members of said board.

SECTION 6. The said board shall appoint a superintendent of the "home," and all such other officers as may be provided for in the by-laws; and they shall fix the compensation of all officers connected with the institution. Said board of trustees shall meet annually, on the first Tuesday of October, which shall be styled the annual meeting; and they shall also meet annually, on the second Tuesday of April, which shall be styled the semi-annual meeting. At each of these regular meetings, they shall visit and examine into the affairs of the "home," and at their annual meeting they shall make a full report to the governor of all their proceedings connected with the said "home."

Officers of the  
"home," and  
their compen-  
sation.

Meetings of the  
board.

Annual report

SECTION 7. The board of trustees shall have power to take and hold in trust, for the use and benefit of said "home," any grant or demise of real estate, and any donation or bequest of money, or other personal property, to be applied to the maintenance of soldiers' orphans, or the general use of the "home."

Real estate, do-  
nations, &c.

SECTION 8. The superintendent shall be the chief executive officer of the "home," and shall exercise and control all assistants necessarily connected with the institution, below the grade which may be designated in the by-laws as officers, and may employ or discharge any assistant, being responsible to the trustees for the proper discharge of that duty; and, for any satisfactory cause, the said superintendent may be discharged by an affirmative vote of a majority of all the members of said board.

Duties and pow-  
ers of superinten-  
dent.

SECTION 9. All soldiers' orphans who may be admitted into said "home," shall be maintained therein at the expense of the state.

Who entitled to  
admittance.

SECTION 10. For the purpose of distributing the benefits proposed by this act equitably throughout the state, the board of trustees shall apportion, as near as practicable, the number of orphans to be admitted from each county, upon the basis of the number of soldiers' orphans actually residing in said county; and the

Apportionment of  
orphans.

county board shall apportion as near as practicable, the number to be admitted from each county, between the several towns thereof, upon the basis of the returns made to the clerk of the board of supervisors, as provided by section twelve of this act.

Prerequisite of admission.

SECTION 11. The necessary prerequisites of admission to this institution, shall be as follows: All such orphans over the age of four and under fourteen years, whose fathers, having enlisted from this state, and who have either been killed or died while in the military or naval service of the United States, or of this state, during the late rebellion, or who have since died of diseases contracted while in such service, and who have no means of support, shall be entitled to the benefits of this institution: *provided*, that those who have neither father nor mother, shall in all cases have the preference in deciding upon applications.

Board to furnish clerks of board necessary blanks.

SECTION 12. In order to carry into effect the provisions of this act, it shall be the duty of the board of trustees to furnish to the clerk of the county board of each county in this state, uniform blanks, with all necessary instructions as to the manner of filling up the same, which blanks and instructions shall be distributed by the clerks of the county boards to the chairmen of the boards of supervisors of the several towns, the mayors or presidents of the incorporated cities or villages within the several counties of this state; and in all cases of doubt, the fact of the death of the father while in the military or naval service, shall be determined by the records in the office of the adjutant-general of this state.

Removal of children to the "home."

SECTION 13. Upon the acceptance by the board of trustees of any application for the admission of an orphan, the chairman of the town board of supervisors, or mayor of a city, shall make an order for the removal of such accepted child to the "orphans' home," and shall appoint some suitable person to convey such child or children thereto; and all necessary expenses incurred in such removal, shall be paid by the county in which such child shall have a legal residence.

Executive committee—their duties and powers.

SECTION 14. The trustees shall appoint from their own number an executive committee, who shall perform such duties and be governed by such restrictions and regulations as may be prescribed in the by-laws, not inconsistent with the provisions of this act; and

such committee shall be authorized to draw warrants upon such funds as may be from time to time appropriated to defray the expenses of said "orphans' home," as may be directed by the trustees in conformity with this act: *provided*, that all warrants so drawn shall be countersigned by the secretary of state, and such warrants shall designate the appropriation from which the same shall be paid.

SECTION 15. There is hereby appropriated out of <sup>Appropriation.</sup> any money in the state treasury not otherwise appropriated, the sum of ten thousand dollars, to pay for the property authorized to be purchased by section two of this act.

SECTION 16. This act shall take effect and be in force from and after its passage and publication.

Approved March 31, 1866.

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## CHAPTER 40.

[Published April 11, 1866.]

AN ACT to amend section 53 of chapter 18 of the revised statutes, entitled "of the assessment and collection of taxes."

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

SECTION 1. Section 53 of chapter 18 of the revised statutes, is hereby amended, so as to read as follows: "The board of county supervisors, at their annual meeting in each year, shall estimate and determine the amount of moneys to be raised in each town and ward in their county, for the support of common schools therein, for such year, which tax shall be levied and collected in each year, and shall not be less than the amount of school moneys apportioned to such town and ward by the state superintendent, in his last apportionment of school moneys, nor shall the amount so raised for school purposes exceed three mills on the dollar, in any one year, upon the valuation of taxable property in such county; and every such determination for the raising of school moneys by the said board, shall be recorded by their clerk, and the sum so determined to be

Amount of mon-  
ey to be raised for  
schools.