

CHAPTER 288.

[Published March 25, 1873.]

AN ACT to legalize the returns of Willam Morris.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*Returns legal-
ized.

SECTION 1. The returns for the year 1872, made to the county clerk of Juneau county by William Morris, acting treasurer of the village of New Lisbon, are hereby declared to be legal and of the same force and effect as if they had been made in due form by J. P. McKinstry.

SECTION 2. This act shall take effect and be in force after its publication.

Approved March 19, 1873.

CHAPTER 289.

[Published March 27, 1873.]

AN ACT to amend chapter one hundred and eighty-two of the general laws of 1872, entitled "an act to authorize municipal corporations to aid in the construction of railroads."

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*Amended—
clerks shall
publish notice
of election to
vote aid.

SECTION 1. Subdivision first of section five of chapter one hundred and eighty-two of the general laws of 1872, is hereby amended so as to read as follows: 1st. Upon receiving such propositions together with a petition signed by at least twelve resident freeholders, the county clerk of such county, the town clerk of such town, or the clerk of such incorporated city or village, as the case may be, shall, when deemed proper by the supervisors of such county or town, or the trustees or council of such city or village, immediately publish a notice of an election to be held by the legal voters of such county, town, or incorporated city or village, at the usual place or places of holding elections therein, and at such time as such clerk may designate, not less than thirty nor more than sixty

days from the date of such notice, which notice shall contain a substantial statement of the propositions made by said railroad company for the issue of the bonds of such municipality, and shall notify the legal voters thereof to deposit a ballot upon which shall be written or printed, "for the railroad proposition," or the words, "against the railroad proposition;" and such notice shall be posted in three public places in each election precinct in the district in which aid is desired, at least twenty days before the day of such election, and shall also be published at least three times before such election in one newspaper in such city, village or town, if any be published therein; and if none be published therein, then in some newspaper in the county; and if the aid is asked of a county, in all the newspapers published therein; and if no newspaper be published in such city, village, town or county, then such notice shall be published in a newspaper published at the nearest place thereto in which one is published.

Form of ballot.

SECTION 2. Section six of said chapter is hereby amended by adding thereto at the end thereof the following words: And whenever a county, town, incorporated city or village, by virtue of the provisions of any law of this state, shall have voted and agreed to aid in the construction of a railroad by subscription to its stock and the issue of bonds in payment thereof, and the county, town, city or village shall have subscribed on the capital stock subscription book of the company in conformity thereto for the amount so voted in aid of the construction of the road, and the railroad company relying thereupon, shall have in good faith performed and carried out its part of the agreement, and shall have constructed the same as agreed upon, no defects or irregularities in any of the proceedings preliminary to such election shall invalidate such agreement, and the subscription to the capital stock by said county, town, incorporated city or village shall be conclusive evidence of the regularity of all proceedings and the validity of the contract so entered into.

Amended—
If aid has been
voted, no in-
formality in
proceedings to
invalidate
agreement.

SECTION 3. Another mode of arriving at such mutual agreement as is specified in the act of which this act is amendatory, shall be as follows:

Another
mode—compa-
ny may make
proposition for
tax payers to
sign.

1st. Within three months after the filing of any such proposition as is specified in the fourth section of the act of which this act is amendatory, with any county clerk, town clerk, or clerk of any city or village, as the case may be, the said railroad company shall cause notice to be given as prescribed in the first section of this

act, in three public places in each election precinct in the district in which aid is desired, stating that, after a day named in said notice, which shall be at least five days after its date, a petition to the proper authorities of such county, town, city or village will be presented to the resident tax payers of such county, town, city or village for their signatures, asking such authorities to agree to such proposition; and such petition shall be appended to a substantial copy of said proposition.

If majority of tax payers sign said proposition, the agreement shall be considered as perfected.

2d. If within four months after the filing of such proposition with any such county clerk, town clerk or clerk of any such city or village, as the case may be, the said railroad company shall deliver to such clerk a substantial copy or copies of such proposition, so filed, with such petition to the proper authorities of such county, town, city or village, asking such authorities to agree to such proposition, appended thereto, bearing the signatures of a majority of the persons residing in such county, town, city or village, who were assessed for taxes upon real or personal estate in such county, town, city or village, as the case may be, as shown by the last assessment roll of the district of which aid is desired, which signatures shall be verified by the affidavit of some person witnessing such signatures, then such mutual agreement for the issue of bonds by such municipality, and of stock by such railroad company, as provided in the act of which this act is amendatory, shall be deemed and considered to have been arrived at and perfected, and thereupon such bonds and stock shall be issued and delivered in conformity with the true intent and meaning of such proposition and with the provisions of the act of which this is amendatory.

Shall be applicable to any bonds.

SECTION 4. All the provisions of the act of which this act is amendatory, so far as the same are pertinent, shall be applicable to any bonds to which any railroad company may be entitled by virtue of the provisions of this act, and to all stock to which any municipality may be entitled by virtue of the provisions of this act.

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

Approved March 19, 1873.