

SECTION 2. The superintendent of public property shall also furnish each duly appointed and enrolled messenger, employed in the senate and assembly, stationery to the amount of two dollars, and postage stamps to the amount of one dollar.

SECTION 3. This act shall take effect and be in force from and after his passage.

Approved February 26, 1879.

[No. 139, S.]

[Published March 3, 1879.]

CHAPTER 114.

AN ACT to change the boundaries of the counties of Shawano and Oconto, and to create the counties of Marinette and New.

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

SECTION 1. Township thirty north, of ranges eleven, twelve, thirteen and fourteen east, of the fourth principal meridian, is hereby detached from the county of Oconto and attached to the county of Shawano, of which it shall hereafter constitute a part; and townships twenty-eight, twenty-nine and thirty north, of ranges sixteen and seventeen east, are hereby detached from the county of Shawano and attached to the county of Oconto, of which they shall hereafter constitute a part.

Townships detached.

SECTION 2. All that portion of the county of Oconto, as so constituted, included within the following boundaries, to wit: Commencing at a point in the boundary line between the states of Wisconsin and Michigan, in the Brule river, where range line between ranges sixteen and seventeen intersect said boundary line; thence southerly along said boundary line to the mouth of the Brule river; thence southerly along said boundary line to the center of the main channel of Green Bay; thence southerly along the center of the main channel of Green Bay to the range line between ranges twenty-two and twenty-three; thence north along said range line to the southeast corner of section twelve, in township twenty-nine, of range twenty-two; then west along section lines to the southwest corner of section ten in township twenty-nine, of range twenty-one; thence north along section lines to township line between townships twenty-nine and thirty; thence west along the same to range line be-

Boundaries of Marinette county.

tween ranges nineteen and twenty; thence north along the same to township line, between townships thirty and thirty-one; thence west along the same to range line between ranges eighteen and nineteen; thence north along the same to township line between townships thirty-one and thirty-two; thence west along the same to range line between ranges seventeen and eighteen; thence north along the same to township line between townships thirty-three and thirty-four; thence west along the same to range line between ranges sixteen and seventeen aforesaid; thence north along the same to township line between townships forty and forty-one; thence west along the same to range line between ranges sixteen and seventeen aforesaid; thence north along the same to place of beginning, is hereby detached from the county of Oconto, constituted as aforesaid, and made and constituted a separate county, to be known and designated as the county of Marinette.

Rights and powers of same

SECTION 3. The county of Marinette, with the boundaries prescribed in the foregoing sections, is hereby created, with all the rights, powers and privileges by law granted to and conferred upon other counties in this state. Said county of Marinette is attached to and made a part of the tenth judicial circuit. There shall be held in said county of Marinette two terms of the circuit court in each year, and until otherwise provided by law, such terms of court shall be held at such times as the circuit judge thereof shall designate. The judge of said court shall immediately after the passage and publication of this act, give public notice of the times of holding such terms of court, by causing notice thereof to be published in some newspaper printed in said county of Marinette, for at least six weeks prior to the three weeks immediately preceding the holding of the first term of said court.

Terms of court.

County officers.

SECTION 4. Within ten days after the passage and publication of this act, the governor of this state shall appoint in and for the county of Marinette the following officers, to-wit: A county judge, district attorney, clerk of the circuit court, county clerk, sheriff, register of deeds, county treasurer, superintendent of schools, and coroner, who shall each, within twenty days after due notice of his appointment, respectively qualify and enter upon the duties of his office, and hold the same until the first Monday of January next succeeding the first general election thereafter and until his successor is elected and qualified, except that the county judge shall hold his office until the first Monday of January, A. D. 1882.

SECTION 5. It shall be the duty of the board of supervisors of the county of Marinette, within twenty days after the passage and publication of this act, to meet and fix the amount of bonds required to be given by each of said officers, except in cases where the amount of such bonds is now fixed by law.

Duty of board of supervisors.

SECTION 6. The county of Marinette shall, until otherwise ordered by the board of supervisors of said county, consist of two towns, to be known respectively as the town of Marinette and the town of Peshtigo. Said towns shall each retain the territory now included in such towns and in addition thereto shall have attached and added to the boundaries of each, respectively, such portion of the territory now embraced in said county and not at present included in either of said towns, as said board of supervisors shall order and determine.

Towns of Marinette and Peshtigo.

SECTION 7. The board of supervisors of said county of Marinette shall, at its first meeting, transact all business necessary to perfect the complete organization of the county, and to determine upon and make suitable provision for a place for holding the circuit court at the time to be appointed therefor.

Complete organization.

SECTION 8. Said counties of Oconto and Marinette shall each be the exclusive owner of all real property of said county of Oconto, situated respectively within the boundaries of each county. The treasurer of the county of Oconto shall, upon demand by the treasurer of the county of Marinette, assign to said county of Marinette all tax certificates in his office, upon lands situated in said county of Marinette. The said county of Marinette shall be liable to the county of Oconto for its just share of the liabilities and indebtedness now existing against said county of Oconto; to be ascertained by dividing the total liabilities of said county of Oconto by the ratio which the aggregate equalized valuation by the board of supervisors of said county of Oconto of all the real and personal property therein, for the year 1878, bears to the equalized value by the same board of the property situate within the boundaries of said county of Marinette.

Real estate and tax certificates.

Liability of counties.

SECTION 9. This act shall in no wise invalidate or affect the collection of taxes or the return of lands for the non-payment of taxes assessed thereon for the year 1878, in said county of Oconto: *provided*, that within ten days after the appointment and qualification of the county treasurer of said county of Marinette, as by

Collection of taxes not invalidated.

this act provided, or if the return of the delinquent lists embracing the lands within the boundaries of the county of Marinette, have not then been made within ten days after such return, the treasurer of the county of Oconto shall pay over to the treasurer of said county of Marinette, all taxes except the state taxes, collected and paid over to such treasurer by the treasurers of the towns of Marinette and Peshtigo, for the year 1878, and shall make, certify and deliver to the treasurer of the county of Marinette, a list of all lands situated within the boundaries of said county of Marinette, returned delinquent for the non-payment of the taxes of 1878, with the amount of such delinquent taxes assessed thereon, set opposite each description of such lands. And the treasurer of the county of Marinette shall then proceed with the collection of such delinquent taxes and the sale of such lands for the non-payment of taxes thereon, in the same manner and with same effect as now provided by law, and such sale shall be legal, whether made on the second Tuesday of May next, or thereafter, within one year: *provided*, the four weeks' notice of such sale, as provided by law, shall first be given.

Delinquent taxes.

Transcript of records.

SECTION 10. The board of supervisors of the county of Marinette shall have power, and it is hereby made its duty to procure, as soon as may be after the passage and publication of this act, from the register of deeds, county clerk, county treasurer, county judge, clerk of the circuit court of the county of Oconto, at the expense of said county of Marinette, transcripts duly certified by the proper officer, of all papers, proceedings, records and books, on file or of record in said offices, in any manner affecting or relating to the title or right of possession of any of the lands situated in said county of Marinette. And such transcript, or certified copies thereof, shall be *prima facie* evidence in all courts of the facts therein contained. The lien of all judgments which are now of effect on lands in said county of Marinette shall continue in force the same as though this act had not taken effect.

tax levy limited.

SECTION 11. It shall not be lawful to levy a tax of to exceed one thousand dollars per annum for the next five years, in said county of Marinette, for the purpose of building county buildings, except a county jail.

Boundaries of county of New.

SECTION 12. All the remaining portion of the county of Oconto included within the following boundaries, to wit: commencing on the township line between townships thirty and thirty-one, where the range

line between the ranges ten and eleven south, intersect said township line, thence east along the same to the same range line north; thence north along said range line to its intersection with the boundary line between the states of Wisconsin and Michigan; thence southerly along said boundary line to the range line between ranges fourteen and fifteen; thence south on said range line to the township line between townships forty and forty-one; thence east on said township line to the range line between ranges fourteen and fifteen; thence south on said range line to the northwest corner of section nineteen, in township thirty, north of range fifteen east; thence east along section lines to the northeast corner of section twenty in the same township and range; thence south to the township line between townships thirty and thirty-one; thence west to the place of beginning, shall constitute and be known as the county of New.

SECTION 13. Said county of New is hereby attached to and made a part of the county of Shawano, for all county and judicial purposes, until it shall appear to the secretary of state, from a census of the population of said county of New, duly taken, either by the state of Wisconsin or the United States, that said county of New has a population of one thousand, when said county shall be organized by the election of county officers, as in other counties in this state.

Attached to
Shawano for
judicial pur-
poses.

SECTION 14. The said county of New shall be liable to the county of Oconto for its just share of the liabilities and indebtedness now existing against said county of Oconto, at the time, in the manner and proportion as provided in section eight of this act in relation to the liabilities of the county of Marinette to said county of Oconto. And the county treasurer of the county of Oconto shall, upon demand by the treasurer of the county of Shawano, assign to the said county of Shawano in trust for the said county of New, all tax certificates on lands embraced within the said county of New, and said tax certificates shall be held by the county of Shawano in trust for said county of New, and shall be sold and assigned by the treasurer of the county of Shawano in the same manner and with the same effect as tax certificates are now assigned by other counties in this state: *provided*, that the moneys arising from the sale of such certificates, shall be held by the county of Shawano as a fund for the payment of the indebtedness and liabilities of said county of Oconto hereinbefore apportioned to said county of New, and

Liability of
counties.

when said liabilities are ascertained and the share thereof of the said county of New determined, said moneys shall be paid over to said county of Oconto in discharge thereof: *provided, further*, that upon the complete organization of said county of New, all of said certificates remaining in the hands of the treasurer of Shawano county, shall be assigned and delivered over to the treasurer of said county of New, and the moneys then in the hands of the treasurer of the county of Shawano arising from the sale of such certificates shall be paid over to the treasurer of said county of New.

One thousand inhabitants necessary for complete organization.

SECTION 15. When it shall appear to the secretary of state, as hereinbefore provided, that said county of New has a population of one thousand, it is hereby made his duty to give public notice of the election and the time of holding the same of all county officers for said county, by publishing a notice thereof in a newspaper printed in said county of New, or if there be no newspaper printed in said county of New, then in a newspaper printed at the city of Shawano, in said county of Shawano, for at least six weeks prior to said election: *provided, however*, that such election shall be held and conducted at the time and in the manner provided by law for the holding of general elections in this state.

Senatorial and congressional districts.

SECTION 16. The said counties of Marinette and New shall constitute a part of the first senatorial district, and with the counties of Shawano and Oconto shall constitute an assembly district, and shall also be a part of the eighth congressional district.

SECTION 17. This act shall take effect and be in force from and after its passage and publication.

Approved February 27, 1879.

[No. 41, A.]

[Published March 3, 1879.]

CHAPTER 115.

AN ACT to establish a municipal court in the city of Wausau and county of Marathon, and to repeal chapter one hundred and forty-six, general laws of 1876.

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

Municipal court.

SECTION 1. There is hereby established in the city of Wausau and county of Marathon, a municipal court for the transaction of all business that may lawfully come before it, and for that purpose the city of Wausau