

appropriation for current expenses is insufficient, and then only by and with the advice and consent of the governor, the attorney general, and the secretary of state. Nothing herein contained shall be so construed as to prevent the employment of the ordinary labor of any state institution to aid in the prosecution of work for which special appropriations have been made, provided, always, that the current expense shall not be increased thereby.

SECTION 4. If any person shall offend against or violate any of the provisions of this act, he shall, upon conviction thereof, be punished by fine not to exceed one thousand dollars, nor less than one hundred dollars. Penalty for violation.

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

Approved March 15, 1880.

[No. 89, S.]

[Published March 22, 1880.]

CHAPTER 290.

AN ACT to promote the development of the unsettled portions of northern Wisconsin and to encourage the building of railroads therein.

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

SECTION 1. Any railroad company which shall first construct a railroad across northern Wisconsin, from Ashland or any point on lake Superior, between townships forty-seven and fifty-one north, and east of range six west, on lake Superior, to a junction with the northern Pacific railroad, and shall run cars over the same, within three years from the passage of this act, shall be relieved from the payment of any license fees on said road, between said northern Pacific railroad and the point on lake Superior above designated, for the period of ten years from the date of its completion. Special inducements for building railroad.

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

Approved March 15, 1880.

[No. 188, S.]

[Published March 25, 1880.]

CHAPTER 291.

AN ACT relating to the equalization of assessments.

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

SECTION 1. The mayor and common council of city and village

authorities may secure appointment of commissioners to determine the percentage.

any city, the president and board of trustees of any village or supervisors of any town, who may consider such city, village or town aggrieved by the action or decision which may have been heretofore, or shall hereafter be made or taken, under section one thousand and seventy-three of the revised statutes of 1878, by the board of supervisors of the county wherein such city, village or town is located, may apply at any time within one year from the time when such action or decision may have been or shall be made or had, to the circuit judge of the judicial circuit wherein such county is situated for the appointment of three commissioners to review the same and to examine and determine what sum upon the hundred dollars should be added to or deducted from the aggregate valuations thereof as made by the said county board of supervisors, in order to produce a just relation between all the valuations of real estate in said county; but such commissioners shall, in no instance, increase the aggregate valuation of all the towns, cities and villages above the aggregate valuations thereof as made by the said county board of supervisors.

Application for appointment of same.

SECTION 2. Notice of such application shall be given to the board of supervisors of said county by service of such notice upon its county clerk at least two weeks immediately previous to the time when such application shall be made; the county clerk shall thereupon send by mail, or serve personally upon each member of the county board of supervisors, a copy of such notice.

Duty of circuit judge.

SECTION 3. Upon due proof of the service of such notice upon the county clerk as aforesaid, and upon the presentation of a petition, briefly stating the facts, the said judge shall appoint three discreet freeholders, not residents or owners of real estate in said county, who shall proceed to review and examine, as specified in the first section of this act, and shall within three months after receiving notice of their appointment, make the determination therein requested, and file a certificate of the same under their hands, in the office of the county clerk of said county. The valuation so determined shall be final and conclusive; and in the assessment and collection of taxes for the next following year, each town, village or city in said county shall be credited with an amount equal to the amount that it has or shall have been charged with on any excess of valuation as determined by said commissioners, and each town, village or city that has or shall have been

Duty of commissioners.

charged with a less amount of taxes on account of an undervaluation, shall be charged in addition to all other taxes with an amount equal to such deficiency, which amount shall be carried out and collected as other taxes.

SECTION 4. The said commissioners, before proceeding to the discharge of their duties, shall severally take and subscribe an oath or affirmation, faithfully and impartially to discharge their duties under this act; they shall be entitled to receive four dollars each for every day in which they shall be actually employed in the discharge of their said duties, in addition to their actual expenses; the same with all other expenses connected with the making of the application and the subsequent proceedings, to be audited and allowed as a county charge by the county board of supervisors, and to be paid in the same manner as other county charges are paid; if, however, the decision of the commissioners is adverse to the city, town or village making the appeal, such city, town, or village shall reimburse the county for all expenses so paid.

Oath and compensation of commissioners.

SECTION 5. This act shall apply to the action or decision of any county board made or taken during the year 1879, as well as to future actions or decisions, and shall take effect and be in force from and after its passage and publication.

Application of these provisions.

Approved March 15, 1880.

[No. 192, S.]

[Published March 20, 1880.]

CHAPTER 292.

AN ACT to amend chapter one hundred and seventy-one of the private and local laws of 1868, entitled an act to incorporate the Wisconsin river improvement company, and to amend chapter two hundred and ninety-eight of the laws of 1878, amendatory thereof.

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

SECTION 1. For the purpose of facilitating and cheapening the driving and floating of logs and timber and lumber in the Wisconsin river, the Wisconsin river improvement company is hereby authorized to erect and maintain a dam or dams on the said Wisconsin river at such places on said river between the head of Grandfather Bull falls and the mouth of Eagle river as may seem advisable for the purpose of flooding and creating reservoirs of water for driving purposes.

Location of dam.