

state treasurer is hereby directed to pay the same, upon warrants issued in the manner provided by law, out of the money herein appropriated for such purpose. Provided, however, the amount herein appropriated is not sufficient to pay all of said orders filed with the secretary of state, and audited by this committee within sixty days after the passage and publication of this act, then said auditing committee shall direct the same to be paid by said treasurer pro rata; and no claim audited under this act shall be paid until after all of the orders filed under this act shall have been audited by said committee. Provided, that no interest shall be allowed on any of said orders, and no claims shall be audited for more than the face value thereof.

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

Approved May 13, 1901.

No. 66, A.]

[Published May 24, 1901.]

## CHAPTER 469.

AN ACT to detach certain territory from the county of Chippewa and to create the county of Gates.

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

**Territory of Gates county defined.** SECTION 1. All that territory and portion of the county of Chippewa in the state of Wisconsin included within the following boundaries to-wit: Commencing at the southeast corner of township number thirty-three north, of range five west, in said county of Chippewa and running thence north on the range line between ranges numbered four and five, to the northeast corner of said township numbered thirty-three, thence running east on the town line between towns numbered thirty-three and thirty-four to the southeast corner of township numbered thirty-four north, of range numbered three west, thence running north on the range line between ranges numbered two and three west, to the northeast corner of township numbered thirty-six north, of range numbered three west, thence running west on the town line between townships numbered thirty-six and thirty-seven, to the northwest

corner of township numbered thirty-six north, of range numbered nine west, thence south on the range line between ranges numbered nine and ten west, to the southwest corner of township numbered thirty-three north, of range numbered nine west, thence running east on the town line between townships numbered thirty-two and thirty-three north, to the place of beginning, is hereby detached from the county of Chippewa and shall hereafter constitute the county of Gates under the provisions hereinafter contained.

**County seat; terms of circuit court.** SECTION 2. The county of Gates with the boundaries prescribed in the foregoing section, is hereby created with all the rights and privileges by law granted to and conferred upon other counties in the state of Wisconsin. The county seat of said county of Gates, until otherwise determined according to law, is hereby located at and the same shall be the village of Ladysmith as situated in townships numbered thirty-four and thirty-five north, of range numbered six west. Said county of Gates is hereby attached to and made a part of the fifteenth judicial circuit. There shall be held in said county of Gates, two terms of circuit court each year, and until otherwise provided by law, said terms of court shall be held at such times as the circuit judge thereof shall designate. Said circuit judge shall, within sixty days 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 published in said county of Gates, for at least six weeks prior to the three weeks immediately preceding the time of holding the first term of said circuit court.

**Appointment of county officers.** SECTION 3. Within thirty days after this act shall take effect, the governor of this state shall appoint in and for said county of Gates the following officers, to-wit: County judge, district attorney, clerk of the circuit court, county clerk, sheriff, register of deeds, county treasurer, county surveyor, county superintendent of schools, and a coroner. Within twenty days after due notice of his appointment, each such officer, respectively shall qualify according to law and enter upon the duties of his office and hold the same until the first Monday of January next succeeding the general election thereafter and until his successor is elected and qualified, except that the county judge so appointed shall hold his office until the first Monday of January, A. D., 1906.

**Compensation of county officers, how fixed.** SECTION 4. It shall be the duty of the county board of supervisors of the county of Gates, within twenty days after the appointment of said officers of such county aforesaid, to meet and fix the respective salaries and the amount of bonds required to be given by each of said county officers, except in cases where the amount of such bond is fixed by law.

**Towns of Gates county.** SECTION 5. The county of Gates shall, until otherwise ordered by the board of supervisors of said county, consist of seven towns to be known respectively as the towns of Atlanta, Big Bend, Dewey, Flambeau, Lawrence, Rusk and Strickland. The town of Flambeau shall retain the territory now included in said town, and also all that portion of township numbered thirty-three north, of range numbered seven west, lying south of the Chippewa river which said portion of said township is hereby added to said town of Flambeau. The towns of Atlanta, Big Bend, Dewey, Lawrence, Rusk and Strickland shall retain and be composed of the territory now included in said towns respectively.

**Perfecting organization of county; duty of county board.** SECTION 6. The board of supervisors of said county of Gates shall, within twenty days after the passage and publication of this act, meet and transact all business necessary to perfect and complete the organization of the county and shall determine upon and make suitable provisions for holding the circuit court at such times as may be appointed therefor by the circuit judge of the fifteenth judicial circuit.

**Transcript of records affecting real estate.** SECTION 7. The board of supervisors of the said county of Gates, shall procure or cause to be procured at the expense of said county of Gates, duly certified transcripts of such records as may relate in any manner to or affect real estate or any other property or business proceeding appertaining to said county of Gates. The amount paid for such duly certified transcripts shall not exceed the amount per folio as allowed by law for similar work, and for each certificate attached thereto, the sum of fifteen cents and no more shall be allowed. Such duly certified transcripts shall be admissible as evidence in all courts of this state and shall be prima facie evidence of the matters therein contained.

**Lands sold for taxes; redemption of; issue of tax deeds, effect of.** SECTION 8. All lands and real estate lying and being situated in the said county of Gates as hereby created and established,

heretofore sold for taxes or which may be sold for taxes shall be subject to redemption and those remaining unredeemed may be advertised and conveyed by the county of Gates, and the deeds issued upon such lands by the county of Gates, by or through its officers, shall be as effectual as other tax deeds and the county clerk of the county of Gates is hereby authorized and empowered and it is hereby made his duty to execute and deliver to the persons entitled thereto under and by virtue of the laws of the state of Wisconsin, tax deeds upon all lands unredeemed from any tax sale prior to the year A. D. 1902 made by the county of Chippewa and embraced within the territorial limit of said county of Gates, by which tax sale certificates have been heretofore issued by said county of Chippewa or which may be hereafter issued on sales of land returned, delivered and sold previous to the passage, publication and taking effect of this act. The county clerk of the county of Gates is hereby authorized and it is hereby made his duty to vary the phraseology of such tax deeds from the form prescribed by the statute of the state of Wisconsin so as to make the recital of the said tax deeds conform to the facts in regard to the sale of lands and the issuing of certificates of sale therefor, and in all matters of recital and description necessary, vary and change the same so as to conform to the facts in each case and no tax deed issued by the county clerk of the county of Gates, under the provisions of this act, shall be adjudged void on account of the form thereof, provided that such deeds are in the form provided by law and modified as authorized by this act, and all such deeds shall be as valid and effectual to pass the title of the lands described therein to the grantee named in such tax deeds, as if said lands had remained in and such tax deeds had been executed by the county clerk of the county of Chippewa, in which such lands were situated at the time of the tax sale thereof.

**Basis of settlement with Chippewa county; committee for; as to school districts.** SECTION 9. The basis of settlement in the division of property belonging to and the apportionment of the indebtedness of said counties of Chippewa and Gates, shall be as follows: Each county shall become the sole and exclusive owner of all county property lying, being and situated within its boundaries as defined by section number 1 of this act. The county clerk of the county of Chippewa shall upon demand by the county clerk of the county of Gates, quit-claim by a sufficient deed of conveyance, all county lands owned by the said county of Chippewa lying, being or situated in the county of Gates and the county treasurer of the county of Chippewa shall

upon demand made by the county treasurer of the county of Gates, assign to the said county of Gates all tax certificates in his office upon lands situated in said county of Gates and the apportionment of assets and indebtedness existing against the said county of Chippewa shall be ascertained by dividing the total assets and liabilities, by the ratio which the aggregate equalized valuation by the board of supervisors of the said county of Chippewa of all the real and personal property therein for the year A. D. 1900 bears to the equalized value by the same board of supervisors, of the property situated within the boundaries of the said county of Gates. The county board of supervisors of the county of Gates shall within ninety days after the passage, publication and going into effect of this act, select a competent person to act with another competent person to be selected within the same time by the county board of supervisors of the county of Chippewa, and the two persons thus selected shall select a third competent person to act with them, and the three persons so selected shall collectively constitute a committee to make a settlement between the two counties of Chippewa and Gates on the basis hereinbefore provided in this section. The committee thus selected shall immediately enter upon its duties as soon as constituted, as above provided and shall make a complete settlement between said counties of Chippewa and Gates. If however, the two persons selected by the respective county boards of supervisors cannot agree upon a competent third person, as above provided, then the judge of the eleventh judicial circuit shall make the selection of the third person to act on, and as a member of said committee. A reasonable compensation shall be paid to the members of said committee for their services, and expenses respectively, each county to pay one-half of the expenses and compensation of the third person selected, and the settlement between all towns and school districts the boundaries of which have been changed by the passage of this act, shall be effected as herein provided between the counties, except that the town boards of supervisors of the towns affected shall make the settlements, and all adjustments for their respective towns. School district boards of the school districts affected shall make a like settlement provided, that no school district, the school building of which shall be situated in the territory remaining in the county of Chippewa, shall be required or compelled to re-imburse any territory set off into the county of Gates, for the value of its school buildings, school sites or school apparatus.

**Valuation of lands; tax certificates; bridges.** SECTION 10.  
The committee on settlement provided for by section number 9

of this act, shall, in arriving at the assets and liabilities of the county of Chippewa, value all unimproved county lands at the present appraised value of said county lands and all unredeemed tax certificates at their face value, and all county lands deeded or conveyed and all unredeemed tax certificates assigned and delivered to the county of Gates, shall be credited to the county of Chippewa and charged to the county of Gates at the same, to-wit, their face value. All other county property shall be valued at a true, just and fair value with age considered but at not to exceed the cost price thereof. All bridges their abutments and approaches and all county fair ground buildings shall be exempted and shall not be considered in the making of said settlement.

**Congressional and legislative districts.** SECTION 11. The said county of Gates shall be, and shall constitute a part of the twenty-fourth senatorial district, and shall also be attached to, and shall form a part of the second assembly district of Chippewa county and shall also be attached to, and form a part of the eleventh congressional district, until the same shall be otherwise apportioned according to law.

SECTION 12. This act shall take effect and be in force, from and after its passage and publication.

Approved May 15, 1901.

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No. 214, A.]

[Published May 24, 1901.

## CHAPTER 470.

AN ACT relating to the cutting and shipment of ice from meandered lakes within the state of Wisconsin.

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

**License for cutting ice, for shipment out of state required.** SECTION 1. No person, company, domestic or foreign corporation shall hereafter cut ice for shipment without the state, from any meandered lake within the state of Wisconsin unless such person, company or corporation first obtains annually, on or before the first Monday of September of each year, a license so to