

courts of said Wisconsin territory shall be and they are hereby made applicable to the district court of Johnson county. And the county of Keokuk shall be and is hereby attached to the said county of Johnson for judicial purposes.

Approved June 22, 1838.

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No. 11.

AN ACT to amend an act entitled an act, to incorporate the Root river railroad company.

Time of commencement postponed.

SECTION 1. *Be it enacted by the council and house of representatives of the territory of Wisconsin,* That so much of the third section of an act, entitled an act to incorporate the Root river railroad company, as makes it necessary to commence said work by the fourth day of July next, is hereby repealed, and the term for commencing said railroad shall be extended one year from and after the fourth day of July next.

Approved June 22, 1838.

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No. 12.

AN ACT to provide for taking the official bonds of auctioneers and for other purposes.

Bonds, how given, &c.

SECTION 1. *Be it enacted by the council and house of representatives of the territory of Wisconsin,* That so much of the act passed by the legislative council of the territory of Michigan, entitled "an act to prescribe the tenure of office of auctioneers, and to levy a duty upon sales at auction in certain cases," approved April 23, 1833, as relates to the manner in which auctioneers shall enter into their official bonds, is hereby repealed. Such bonds shall be given to the county commissioners of the respective counties, who shall decide as to the sufficiency of the securities thereon; they shall then be filed with the clerk of the board of county commissioners. In case of a breach of the conditions

thereof, suit may be brought in the names of the county commissioners aforesaid, and the amount recovered shall be appropriated to the use of the respective counties.

SECTION 2. *And be it enacted*, That where by law, the clerk of the county court or the township clerk is now authorized or required to perform any official act, such power or duty shall hereafter devolve upon the clerk of the board of county commissioners.

County clerks' duty, to whom transferred.

Approved June 22, 1838.

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### No. 13.

AN ACT to locate the seat of justice of Cedar county.

SECTION 1. *Be it enacted by the council and house of representatives of the territory of Wisconsin*, That the county commissioners for Cedar county are hereby authorized to raise by tax or by donation the sum of two hundred dollars, to defray the expenses of locating the permanent seat of justice for said county, and so soon as the said sum is collected and paid into the county treasury, the county commissioners shall certify the same to the governor of the territory, who shall thereupon appoint three commissioners, neither of whom shall be a resident of the county of Cedar nor of any of the adjoining counties.

Commissioners, when and how appointed.

SECTION 2. The commissioners so appointed, shall, within ten days after their appointment, notify the governor of their acceptance or non-acceptance of the appointment, and in case of non-acceptance the governor shall appoint others to fill such vacancy.

SECTION 3. The commissioners shall, on the first Monday of September next, meet at the town of Rochester, in Cedar county, and proceed forthwith to examine and locate a suitable place for the seat of justice for said county, having particular reference to the health, conveniences, and future prosperity of the inhabitants of the said county of Cedar.

To locate the seat of justice.

SECTION 4. The commissioners shall, within ten days after their first meeting at the aforesaid town of Rochester, make out and certify to the governor of the

And make returns.