

**AN ACT providing for the appraisal and subdivision of the school and university lands.**

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

**SECTION 1.** There shall be appointed by the legislature at its present session by joint resolution of the two houses three persons in each county of the state as appraisers of the university lands and school lands composed of the sixteenth sections in the several townships within their respective counties, and also the odd numbered sections remaining unsoled within the grant of land to aid in the construction of a canal from Milwaukee to Rock River.

**SEC. 2.** The said appraisers before entering upon the duties of their offices shall each be required to take an oath or affirmation to be administered by some competent officer to support the constitution of the United States, and of the State of Wisconsin and faithfully and impartially to discharge all the duties devolving upon them as such appraisers, which oath shall be annexed to the appraisal and returned therewith to the secretary of state at Madison.

**SEC. 3.** As soon as may be after the appraisers of each county shall have been advised of their appointment they shall meet together and agree upon such arrangement as will facilitate the completion of the duties required of them by this act, and enable them to make their report to the secretary of state at Madison at as early a period as practicable.

**SEC. 4.** It shall be the duty of such appraisers under instructions from the secretary of state to describe the quality location and general advantages of all the school and university lands situated in their respective counties and to appraise the same at a fair valuation without reference to any improvements made thereon but giving due consideration to other circumstances such as proximity to settlements and credit for purchase money: they shall also return a particular description of all improvements made by any occupant or claimant on any school or university lands with an estimate of the value of such improvements: the name of the person or per-

sons claiming the same and the circumstances under which the same were made.

SEC. 5. In making the description and appraisal as prescribed in this act the said appraisers shall describe and appraise the agricultural lands in lots not exceeding forty acres each, such lands as shall be occupied by any lessee or his assigns or are actually in possession of any person or persons intending to claim of the state a pre-emption right to purchase the lot he or she so occupies at its appraised value (such claims however not to be respected to a larger amount than forty acres for each occupant) may be subdivided by the appraisers at their discretion into such smaller parcels as shall best accommodate such lessees or assigns or occupants and the said appraisers are authorized should they conceive that the interest of the school fund would thereby be promoted to lay off any of such lands into town or village lots and appraise them as such, or in case a city town or village should be found in whole or in part located upon any school or university lands, such appraisers shall conform in their description and appraisal of the lands thus situated, to the subdivisions that may have been made by the municipal authorities of any such city town or village into squares blocks streets and alleys, and shall adopt in their returns, such divisions of lots and parcels as shall have been made by the lessees and their assigns in the various transfers of leases that may have taken place between them and as may actually exist at the time the appraisal shall be made as hereinbefore provided for; the appraisers shall estimate the expense of appraising and subdividing any tract or lot and add the same to their appraisal.

SEC. 6. It shall be the duty of the secretary of state immediately after such appraisers shall have been appointed by the legislature to inform them immediately by letter or by circulars through the public mail or by other conveyance of their appointment as such appraisers, and to ascertain as soon as practicable whether the appraisers so appointed will accept their office; and in the event of any vacancy occurring in the office of appraiser by death resignation or refusal or neglect to qualify, or otherwise the secretary of state shall forthwith advise the governor thereof who is hereby authorized immediately to fill such vacancy by the appointment of some other suitable person who shall forthwith be advised by the secretary of state of his appointment as such appraisers.

SEC. 7. When the subdivision appraisal and description of the school and university lands in any county shall have been completed, it shall be

the duty of the appraisers of such county to confer together and as soon as practicable to make a joint report in detail to the secretary of state of all they shall have done in pursuance of the provisions of this act conforming in said report to the forms that may have been prescribed by the secretary of state, but under no circumstances shall such report be delayed beyond the fifteenth day of December one thousand eight hundred and forty-eight and it is hereby made the duty of such appraisers to report without failure by that day at the farthest, what progress they shall have made in the discharge of the duties of their office, whether their work shall have then been completed or not: they shall make duplicate plats of each section of school and university land which shall set forth the number of acres contained in said section and every subdivision of the same; the size of each town lot, and such further description as may be required by the secretary of state: one of said plats shall be filed in the office of the clerk of the board of supervisors or county commissioners of the county in which such land is situated and the other returned to the secretary of state.

**Sec. 8.** The appraisers aforesaid shall be allowed for the services herein required of them at the rate of two dollars and fifty cents per day for each and every day they may be actually and necessarily engaged in the discharge of the duties of their office, the number of days they shall be so engaged, to be determined by their own affidavits to be audited by the boards of supervisors or county commissioners and paid out of the treasury of their respective counties, and upon the sale of any tract or lot of school land, university lands, the expense of the subdividing and appraisal of such tract or lot shall be paid to the treasurer of the county in which such tract or lot is situated to reimburse the expense paid by such county for subdividing and appraising the same: Provided, that no compensation shall be allowed or paid to any appraiser until the secretary of state shall certify that such appraiser has complied with all duties enjoined on him by this act.

**Sec. 9.** It shall be the duty of the secretary of state to make a report in detail to the legislature on or before the twentieth day of January one thousand eight hundred and forty nine of the appraisals descriptions and subdivision of all such school and university lands within the several towns and precincts of the state as may have been returned to him by the appraisers together with such other facts and suggestions as he may deem it expedient.

cient to communicate, adopting such form in his report as may be best calculated to facilitate the action of the legislature thereon.

N. E. WHITESIDE,  
Speaker of the Assembly.

JOHN E. HOLMES,  
Lieutenant Governor and President of the Senate.

Approved, August 12, 1848.

NELSON DEWEY.

**AN ACT** to change the name of the village of Salisbury.

The people of the State of Wisconsin represented in Senate and Assembly, do enact as follows :

SECTION 1. The name of the village of Salisbury in Washington county is hereby changed to that of Newark and by such name such village shall hereafter be known.

N. E. WHITESIDE,  
Speaker of the Assembly.

J. E. HOLMES,  
Lieut. Governor and President of the Senate.

Approved, August 13, 1848.

NELSON DEWEY.