

Every established road to remain a public highway.

SEC. 6. When any road shall have been located and established, agreeably to the provisions of this act, the same shall be, and forever remain, a public highway, and shall be opened and worked by the counties through which it shall be laid, at such time as the county commissioners shall order, as county roads are; and no part of the expense of laying out and establishing any Territorial road, or of the damages sustained by any person or persons in consequence of laying out any Territorial road, shall be paid out of the Territorial or county treasury.

Expenses of laying out not to be a charge on the county or territory.

A plat of United States' roads to be recorded by clerk of county commissioners.

SEC. 7. It shall be the duty of the clerk of the board of county commissioners, of every county, to procure, if practicable, a plat of the survey of any United States' road running through the proper [*their respective*] counties, and to record the same in his office; and the plat so made, if any, of United States' road, signed by the proper officers or engineer of the United States, and recorded as aforesaid, or a copy thereof duly certified by such clerk, shall be admitted as evidence in any of the courts of this Territory.

Expense thereof to be paid by county.

SEC. 8. The expenses of procuring such plats shall be audited and allowed by the county commissioners and paid from the county treasury.

SEC. 9. The act, now in force, to provide for laying out and opening Territorial roads, is hereby repealed.

Approved, January 11th, 1840.

No. 25.

AN ACT to amend an act entitled "An act to change the corporate limits and powers of the town of Milwaukee."

Labor on the streets, by whom

SECTION 1. *Be it enacted by the Council and House of Representatives of the Territory of Wisconsin,* That the President and Trustees of the town of Milwaukee be, and they are hereby authorized to require every male person of the age of twenty one years and upwards, who has resided in said town for the term of three months, to labor on the streets and alleys within the limits of the ward in which such person may reside, two days in each and every year, at such time as the street commissioner or other person, appointed for that purpose, may direct. Provided that no member of any fire engine company formed within

How much yearly.

the limits of said corporation shall be required to labor more than one day in each year on the streets and alleys aforesaid. Exemptions.

SEC. 2. Any person may, at his option, pay at the rate of one dollar for every day he shall be so bound to labor; and in default of the performance of such labor or the payment of such money, the said President and Trustees may sue for and collect such amount by action of debt, with twenty-five per cent damages, together with all the costs of suit, before any justice of the peace in said town. Commutation fee
How collected.

SEC. 3. There shall be no stay of execution upon any judgment rendered on such suit, nor shall any property of the defendant be exempt from being taken to satisfy such judgment and the costs. What may be taken on execution.

SEC. 4. The President and Trustees shall have the authority to order the formation of fire engine and hose companies and fire hook and ladder companies, each to contain from sixteen to twenty-four able bodied men, between the ages of eighteen and fifty years, which companies shall be formed by voluntary enlistment and governed by their own bye-laws. Each member of said companies shall be exempt from jury duty and from militia duty, except in case of insurrection or invasion. Fire companies authorized.
How formed and governed.
Members exempted from militia duty.

SEC. 5. Sections eighteen and twenty-six of which this act is amendatory, and so much of section twenty-one as authorizes the President and Trustees to lease the foot of any street running into the Milwaukee river are hereby repealed. Certain sections of former act repealed.

Approved, January 11th, 1840.

No. 26.

AN ACT to amend an act to provide for aiding in the construction of the Milwaukee and Rock River Canal.

Be it enacted by the Council and House of Representatives of the Territory of Wisconsin.

SECTION 1. That from and after the expiration of the time for which the canal officers were appointed, the following compensation shall be made for services to be rendered by said officers, on the part of the Territory, viz: The Register shall receive one per centum, and the Receiver shall receive two per centum, on the amount of all money by them received in payment for land Compensation of officers established.