

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

Approved March 17, 1860.

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### CHAPTER 138.

[Published March 23, 1860.]

AN ACT to amend section twenty-eight, of chapter one hundred and thirty-two, of the Revised Statutes, entitled "Of issues, mode of trial and judgments in civil actions."

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

SECTION 1. Section twenty-eight, of chapter one hundred and thirty-two, of the Revised Statutes, is hereby amended by adding thereto the following words: "or the judge, in his discretion, instead of giving judgment thereon, may make an order striking out such demurrer, answer or reply, and allow the party interposing the same further time to plead, upon such terms as he shall deem just. If no further pleading is served within the further time so given, the opposite party may proceed in the cause as for want of such pleading, and take such further order or judgment as he may be entitled to for want thereof." Amendment.

SEC. 2. This act shall be published immediately, and shall take effect from its passage and publication.

Approved March 17, 1860.

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### CHAPTER 139.

[Published April 6, 1860.]

AN ACT to authorize the board of supervisors of the county of Oconto to pay for the construction of the state road from Port Howard, Brown county, to the Menomonee river.

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

SECTION 1. The board of supervisors of the county of Oconto shall allow and pay the claim of Uri Balcom and Eli P. Royce, commissioners of the road hereinafter Duty of Supervisors of Oconto county

mentioned, for expenses by them incurred in the construction of the state road, and of the bridges thereon, from Fort Howard, Brown county, in a northerly direction, through lots two and seven, in section thirty-four, township twenty-eight north, of range twenty east, thence in a northerly direction to the Peshtigo river, at or near Ogdin's mills, and thence to Menomonee, in the county of Oconto, at such sum as they shall deem proper, not exceeding three thousand dollars; which sum, so allowed, shall be raised and levied upon said county, in the manner in which taxes are raised and levied for county purposes.

**Right of appeal.** SEC. 2. If the said claim shall be disallowed in whole, or in part, by said board of supervisors, the said commissioners shall have the right of appeal, as in other cases.  
Approved March 17, 1860.

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## CHAPTER 140.

[Published April 6, 1860.]

AN ACT authorizing the town of Oakland to subscribe for fifty shares of the capital stock of the Union Hall Company, and to levy a tax to pay for the same.

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

**Authority to take stock.** SECTION 1. The town of Oakland is hereby authorized to subscribe for fifty shares, representing five dollars each, of the capital stock of the Union Hall Company, located in the town of Oakland, and county of Jefferson, organized March 4, 1859.

**Supervisors to levy a tax.** SEC. 2. The supervisors shall levy a tax of two hundred and fifty dollars, on the taxable property of said town, for the year A. D. 1860, to be levied and collected the same as other town taxes, and when so collected shall be paid over to the trustees of said company, on the order of the said supervisors, (and) when the said trustees shall have issued fifty shares of full paid stock to the said town, and delivered the same to the chairman of supervisors thereof: *Provided*, that before said stock shall be subscribed for, or the tax levied to pay for the same, the question of the said subscription of stock shall be submitted to a vote of the legal voters of said town,

**Proviso.**