

sonable expenses, in performing the duties imposed upon them by this act.

SEC. 5. The said commissioners shall have entire control and superintendence of the expenditure of the moneys, aforesaid, paid to the county aforesaid, and they shall draw orders on the county treasurer, aforesaid, therefor, payable from the drainage fund. They may employ such overseers, laborers, or engineers, or let such contracts as they may deem necessary, keep a record of their doings, vouchers for all moneys drawn out by them, and shall make a full report of their doings and expenditures to the county board of supervisors, at the annual session thereof for 1860. Power of commissioners.

SEC. 6. All acts, or parts of acts, so far as the same contravene this act, are hereby repealed.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved March 27, 1860.

## CHAPTER 222.

[Published April 14, 1860.]

AN ACT to authorize the Borough of Fort Howard to issue Bonds to aid in the construction of a Railroad from Fort Howard to Appleton.

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

SECTION 1. That the president and council of the borough of Fort Howard is hereby authorized to issue the bonds of said borough, in a sum not exceeding thirty thousand dollars, in such denomination as the said president and council shall determine, to aid in constructing a railroad from said borough of Fort Howard to the city of Appleton, with interest, at the rate of eight per cent. per annum; which interest, together with five per cent. of the principal, shall be paid annually at said borough of Fort Howard, until the whole amount shall have been paid. Borough of Ft. Howard authorized to issue bonds.

SEC. 2. No bonds shall be issued, in pursuance of this act, until a majority of the freeholders of said borough, voting upon said question, shall have voted in favor of the same, at an election called by order of the president and council of said borough, as hereinafter provided. To be submitted to vote of freeholders.

**Notice of election.** SEC. 3. Notices of said election shall be signed by the borough clerk, and posted in at least three conspicuous places in said borough, twenty days previous to said election. Such notice shall set forth, clearly, the object of said election.

**Place of holding election.** SEC. 4. Said election shall be held at the usual places of holding elections in said borough, and the voters voting at said election, shall deposit a ballot, containing the

**Form of ballot** words: "for bonds," or "against bonds;" said election shall be conducted, and the result thereof canvassed, in the same manner as the annual town meetings are by law conducted, and the result canvassed and recorded in the book of records of said borough, which record, when attested by the clerk of said borough, shall be received as legal evidence of the result of such election.

**Canvass and record.**

**Bonds issued to be used in aid of E. R. between Ft. Howard and Appleton.** SEC. 5. The bonds issued, under the provisions of this act, shall be signed by the president, and attested by the clerk, of said borough; said bonds shall be used exclusively in aid of constructing a railroad running from Fort Howard to Appleton, and for no other purpose whatever.

**Prest. and council authorized to purchase stock.** SEC. 6. The president and council of said borough of Fort Howard are hereby authorized to negotiate, with any company having the authority to build a railroad between Fort Howard to [and] Appleton, to purchase of said railroad company an amount of their stock, not exceeding fifteen hundred dollars per mile, for each mile graded and tied ready for the rail, and pay for the same in the said bonds of the said borough, at their par value. The said President and council are prohibited from purchasing the stock of said railroad company, or issuing said bonds thereon, before said road is graded and the ties placed thereon; but as soon as two miles of said road are graded and tied, the said president and council are authorized to purchase, not exceeding three thousand dollars, of the stock of said railroad company, and pay for the same in said borough bonds at their par value; and as often as two miles of said road are graded and tied, as aforesaid, the said president and council are authorized to purchase and pay, as aforesaid, and so on until said road is all graded and tied, or the bonds authorized to be issued by this act shall have been expended [expended.]

**Restrictions**

**Provisions for tax to pay interest and five per cent. of principal.** SEC. 7. It shall be the duty of said president and council of said borough of Fort Howard, to cause to be levied and collected, annually, from the taxable property of the said borough of Fort Howard, a sum sufficient to pay

the interest on said bonds, as it becomes due, together with five per cent. of the principal of said bonds, as mentioned in the first section of this act; and if the said president and council should fail or neglect to levy and collect said tax for one year, it shall be the duty of the circuit judge sitting in the county of Brown, on application of any holder of said bonds, to direct the sheriff of said county to take the assessment roll of said borough, and to calculate the amount necessary to be charged against each person having property assessed in his or her name, "pro rate," [pro rata] a sufficient per cent., so that when the whole amount is collected it shall be sufficient to pay the whole amount accruing from the neglect or refusal of the said president and council of said borough to levy and collect, as aforesaid, together with the costs; and on the refusal or neglect of any person to pay when demanded by said sheriff, it shall be the duty of said sheriff to take the property assessed to such person, and sell the same at public auction, giving the same notice, and the parties having the same right of redemption as on executions at common law.

Approved March 27, 1860.

## CHAPTER 223.

[Published March 30, 1860.]

AN ACT to authorize the towns, cities and villages of the county of Dodge to retain license monies in their town, city or village treasuries.

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

SECTION 1. All moneys derived from licenses granted in the counties of Dodge, Jefferson, Columbia, Winnebago and Brown, under the provisions of chapter thirty-five of the Revised Statutes of this State, shall be paid into the treasuries of the several towns, cities, [and] villages of said counties of Dodge, Jefferson, Columbia, Winnebago and Brown, when such licenses are granted, and shall be appropriated and paid out, as directed by the proper town board of supervisors, common council, or village board of trustees or councillors.

License monies in Dodge et al. counties to be retained in town, city, or village treasuries.