

CHAPTER 310.

[Published April 25, 1860.]

AN ACT to lay out a State road from Wausau to the State line north, and to make an appropriation therefor.

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

SECTION 1. That for the purpose of opening a State road from Wausau, in the county of Marathon, north to the State line, to intersect a State road from Ontonagon, running south, there is hereby granted to the county of Marathon all the interest and estate, present and prospective, in and to so much of the odd numbered sections of the swamp and overflowed lands belonging to this State, situate within three miles of the line of said road: Odd numbered sections swamp land within 3 miles of line granted for state road from Wausau to state line. *Provided*, this act shall not be construed to give the county of Marathon a claim for other lands in lieu of any such lands sold previous to the location of such road, either by the general government or by this State. Proviso.

SEC. 2. The supervisors of said county shall appoint three commissioners, who may be of their own number, and shall have power to remove any of said commissioners, and to fill all vacancies. The duty of said commissioners shall be to survey and locate the line of said road, and the supervisors may prescribe such other powers and duties as may be necessary to carry into effect the provisions of this act, and shall prescribe a reasonable compensation for such services, to be paid by said county, or in the manner hereafter provided for paying for opening said road, as said supervisors shall deem proper. Co. supervisors to appoint commissioners to survey and locate road.

SEC. 3. The said supervisors, after having caused said road to be laid out and established, shall proceed to contract for the cutting out and opening of the same, for the draining and bridging such marshes as may be necessary, and for building all other necessary bridges, in such manner as they may deem advisable; and said supervisors may let the contract or contracts for doing all such work to one or more persons, and in such sections as they may deem advisable. All such contracts shall be reduced to writing, and signed by the chairman of the board, and by the person or persons contracted with, and shall particularly specify the length of road to be cut out and opened, the number of bridges to be built, and all material facts relating thereto. Supervisors shall let contract for opening road, building bridges, &c.

Co. supervisors to certify that school land commissioners amounts due contractor, and such certificates to be taken in payment for odd sections.

SEC. 4. For the purpose of paying any and all sums that may become due any person upon such contracts, and for the purpose of paying for any other work or services of any kind, necessary to the laying out or opening of said road, it shall be necessary for the supervisors of said county to furnish the School Land Commissioners with a certificate of the amount due such person, and on receipt of said certificate, properly authenticated, the School Land Commissioners shall give to the person to whom the same shall be due, a certificate of purchase of a sufficient quantity of the odd numbered sections of said swamp and overflowed lands to pay such sum, at the rate of one dollar and twenty-five cents per acre; and such certificate shall entitle the holder thereof to a patent from the State for the lands therein described.

Surveys and plats of road to be filed with sec'y of state.

SEC. 5. As soon as the road is located, the commissioners shall cause a correct survey bill and plats of the road to be made, one sett [set] to be filed with the clerk of the board of supervisors of Marathon county, and one sett [set] to be filed with the Secretary of State, for the use of the School land commissioners; and on receiving such survey bills and plats, the said commissioners shall withhold from market the said odd numbered sections of land, except as hereinbefore provided, all the swamp lands that now belong to the State, or that may hereafter come into possession of the State, within three miles of the line of said road, and withhold the same from sale for the term of five years, and the odd numbered sections of land that may hereafter come into the possession of the State, within three miles of the line of said road, shall be withheld from market, for the term of five years from the time of coming into the possession of the State except as hereinbefore provided, in paying the necessary expense of laying out and working said road. Said road is to be laid by the way of Gemekon, and in the most direct and practicable route; and no part of said lands shall be used for any other road or purpose whatever.

Lands to be withheld from sale.

Route, &c.

Sec'y of state to make list.

Even numbered sections

And the Secretary of State shall cause a list of the lands so withheld from market to be made, and sent to the supervisors of Marathon county, and to correct such list when other lands are received by the State within three miles of the line of said road: *Provided*, that all of the proceeds of the sales of the even numbered sections of swamp and overflowed lands within three miles of the line of said road, may go to the school and normal school fund.

SEC. 6. This act shall take effect and be in force from and after its passage.

Approved March 31, 1860.

CHAPTER 311.

[Published April 25, 1860.]

AN ACT to lay out a State road from Juneau county to Portage county.

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

SECTION 1. Jesse D. Searles, of Juneau county, Stephen J. Carpenter, and Zachariah Kipp, of Wood county, and David R. Clements, of Portage county, are hereby appointed commissioners, to lay out a State road from the place of Jesse D. Searles, in Juneau county, to the city of Stevens Point, in Portage county, by the way of Point Bauss and Centralia, in Wood county. ^{Commissioners.} ^{Route.}

SEC. 2. Said commissioners shall be entitled to such compensation only as may be determined by the board of supervisors of the counties through which the road may pass : *Provided, however,* that no part of the expense of laying out and establishing said road shall be paid out of the State treasury. ^{Compensation}

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved March 31, 1860.