

CHAPTER 137.

[Published April 1, 1861.]

AN ACT to lay out and establish a state road.

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

SECTION 1. The line of road of the Milwaukee and Lisbon plank road company, including their road bed, between the village of Merton, in Waukesha county, and the east line of the town of Brookfield, in said county, having been abandoned by said company, is hereby declared and established as a state road, and subject to the control and management of the towns respectively in which said road is situated, like other highways.

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

Approved March 28, 1861.

CHAPTER 144.

[Published April 4, 1861.]

AN ACT to amend an act entitled "an act to amend chapter 344 of the private and local laws of 1856, entitled 'an act to incorporate the village of Delavan.'"

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

SECTION 1. The fifteenth subdivision of section seventeen of the act to incorporate the village of Delavan, approved April 18th, 1858, is hereby amended by adding after the word "same" in said subdivision of said section, the following, to wit: "and for that purpose the president and trustees shall have power to erect and establish, at any place within the bounds of the corporation, a building to be known as a watch house, the cost of the same not to exceed one hundred dollars. The cost of said building shall be assessed

Erection of
watch house.

and collected on the taxable property in said corporation of said village of Delavan, in the same manner as the corporation tax is now assessed and levied by said president and board of trustees (*in which said building is situated.*) The marshal, president and board of trustees, or either of them, or any constable or justice of the peace residing in said corporation, shall have power to confine any drunken or obscene person or persons, or any person guilty of noisy or disorderly conduct in the streets of said village, not exceeding forty-eight hours, (*and*) until such reasonable time as said person or persons so arrested can be brought before a justice of the peace or the president of said corporation to be tried for the offense for which he or they are so arrested; and the expense of confining and maintaining the person or persons so arrested, shall be assessed upon the taxable property in said corporation, and collected in the same manner as the general corporation tax is now levied and collected.

CHAPTER 144.

How costs assessable and collectable.

Who may be confined.

Costs of imprisonment, &c.

SECTION 2. Section twenty-eight of said act of incorporation, approved April 18th, 1858, is hereby amended by striking out after the word "purpose" in the fifth line from the top of said section, the words "and whenever the president and trustees," and inserting as follows, to wit: "and whenever such application shall be made as aforesaid, and the consent of all the owners of the property interested cannot be obtained, the president and trustees shall cause to be summoned twelve disinterested freeholders, who first being duly sworn for that purpose, shall sit as a jury and inquire into the merits of said application and the necessity thereof, and shall, within twenty days after their appointment as aforesaid, report their opinion thereon in writing, signed by them, to the said president and board of trustees; and the said president and board of trustees shall not have power to act farther upon said application unless the said jury shall report to them as aforesaid the necessity of the object thereof."

Jury to inquire into merits of application for street improvements, &c.

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

Approved March 29, 1861.