

any, he is hereby authorized, in his discretion, to make such sale.

Bills of banks
receivable.

SECTION 4. The bills of all banks of this state, except such as were in process of liquidation on the ninth day of March, A. D. 1865, shall be received by the state treasurer in payment of all dues to the state.

Duty of bank
comptroller.

SECTION 5. It shall be the duty of the bank comptroller, so far as may be in his power, to aid in carrying out the provisions of this act, according to the spirit and purpose thereof.

Balances due
from banks on
state bonds.

SECTION 6. It shall be the duty of the state treasurer to collect the amounts owing to the state from banks upon the purchase money of the bonds of the state, and he may make a reasonable and proper discount upon any such amount in consideration of prompt payment. In any case where it shall plainly appear to be for the best interest of the state to accept in payment of the amount so owing from any bank, a less sum than as above provided, it shall be lawful for the state treasurer, with the advice and consent of the bank comptroller and the attorney general, to make a compromise or settlement of such claim of the state on the best attainable terms.

SECTION 7. This act shall take effect from and after its passage and publication.

Approved April 8, 1865.

CHAPTER 283.

[Published April 5, 1865.]

AN ACT to amend an act entitled "an act to consolidate and amend the act to incorporate the city of Milwaukee, and the several acts amendatory thereof," approved February 20th, 1852.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

\$80,000 may be annually raised for general city purposes.

Chap. 87, laws 1861 and sec. 8, chap. 230, laws 1864, not to be affected.

SECTION 1. The common council of the city of Milwaukee may annually levy a tax, as now provided by law, for general city purposes, in amount not exceeding eighty thousand dollars in any one year: *provided*, that this section shall not be construed to affect the

powers and duties conferred and imposed upon said city council by the provisions of chapter 87 of the general laws of 1861, entitled "an act to enable the city of Milwaukee to readjust its corporate debts," approved March 19th, 1861, or the powers conferred upon said common council by section five of chapter 260 of the general laws of 1864, for the reconstruction of bridges in said city; and provided, further, that said common council may cause to be dredged during the year 1865, such parts of the Milwaukee and Menomonee rivers, or either of them, within the limits of said city, as they may by resolution or ordinance direct, at an expense not exceeding ten thousand dollars, and may levy and collect the amount so expended, not exceeding said sum of eighty thousand dollars, at the same time and in the same manner as other taxes are levied and collected for said year 1865, and in addition to the sums herein limited for general city purposes.

\$10,000 may be expended in dredging in 1865.

SECTION 2. The amount of taxes levied in said city for ward purposes, shall not exceed in the aggregate for all the wards of said city, the sum of sixty thousand dollars per annum. The portion of said amount which may be levied in any one ward, shall not exceed ten thousand dollars in any one year, nor shall the percentage levied in any ward, for ward purposes, exceed three-fourths of one per cent., or seven and one-half mills upon the dollar, of the assessed valuation of real and personal property in such ward, as contained in the assessment roll of said city, and no other or greater sums shall be levied by the common council of said city, by general tax upon the taxable property in said city or any ward thereof, than are authorized in and by this act.

Amount of assessed taxes for ward purposes.

SECTION 3. The city comptroller of the city of Milwaukee shall receive for all services, and in lieu of all other compensation, an annual salary not exceeding two thousand dollars, and an allowance for clerk hire not exceeding two thousand dollars per annum. The city treasurer of said city shall receive for all services that are or may be required of him by law, and in lieu of all other compensation, including compensation for collecting state, county, school, personal and all other taxes, an annual salary not to exceed four thousand dollars, and an allowance for clerk hire not to exceed

Salary of comptroller.

Salary of treasurer.

Salary of clerk. two thousand dollars per annum. The city clerk of the said city shall receive for all services, and in lieu of all other compensation, an annual salary not to exceed twelve hundred dollars, and an allowance for clerk hire not to exceed ten hundred dollars per annum. The

Salary of attorney. The city attorney of the said city shall receive for all services, and in lieu of all other compensation, an annual salary not to exceed sixteen hundred dollars, and an allowance for fees of associate counsel not to exceed one thousand dollars. The said salaries shall be paid

How salaries to be paid. quarterly by warrants on the city treasurer, signed by the mayor and clerk, and countersigned by the comptroller; and the said allowances shall be paid from time to time by like warrants on the application of the officer entitled to the same, based on his affidavit in writing, showing the services actually performed, and by whom performed, and that the portion of the allowance applied for has been actually paid to the person or persons named in good faith, for the purposes for which such allowance is hereby authorized, and before payment shall be made of such allowance, such affidavits shall be filed with the city comptroller.

Fees of said officers, in excess of their salaries, to be paid into city treasury. SECTION 4. All costs, commissions, per centage, certificate and redemption fees, fees for tax deeds, and all other fees, perquisites and compensation of whatever kind and nature, pertaining to the officer or officers mentioned in the next preceding section, or to any or either of them, and which the said officers, or either of them, may demand and receive as such officers, except only the salaries and allowances provided and paid to them in pursuance of this act, shall be paid quarterly by said officers, respectively, into the city treasury; and each of the said officers shall keep an accurate account of all moneys so received by him, and before any settlement of his accounts, and before he shall be entitled to receive his quarterly salary, he shall at the end of each and every three months during his term of office, file such account with the city comptroller of said city, accompanied by his affidavit that the same is a just, true and complete account of all moneys so received by him during the three months then next preceding.

Duty of mayor, &c. in passing accounts. SECTION 5. It shall not be lawful for the mayor, city comptroller or common council of said city, to pass or settle the accounts, or to order, or draw, or de-

liver warrants for the payment of the salary of any city officer who is entitled to a certain fixed salary in lieu of all other compensation under the provisions of this act, unless such quarterly accounts shall have been first duly made, verified by the affidavit of such officer, and filed in the office of the city comptroller, embracing a statement of all costs, commissions, per centage, fees, perquisites, compensation and remuneration whatsoever received by such officer in virtue of his office during the next preceding three months, and it shall also appear that the amount thereof has been paid by him into the city treasury, and all settlements and payments made in violation of this section shall be void.

SECTION 6. No per centage or commissions upon personal taxes shall be included in the tax list of said city for city or ward purposes, for collection thereof, nor shall any such per centage or commissions be demanded or received by the city treasurer of said city for collecting such personal taxes. The chief of police of said city, for collecting delinquent personal taxes under and by virtue of the warrant of the city treasurer, shall be entitled to demand and collect a commission or per centage of five per cent. upon all sums collected by him, which per centage shall be added by him to said taxes, and collected with the same and in addition thereto, as compensation for his services, and in case of levy, distress or sale of property by said chief of police in virtue of such warrant, he shall be entitled, in addition to such commission of five per cent. to collect, the same costs and fees allowed by law to constables on execution.

No per centage for collecting to appear in tax lists.

Fees of chief of police for collecting delinquent personal taxes.

SECTION 7. The tenth and eleventh sections of an act entitled "an act to enable the city of Milwaukee to readjust its corporate debts," approved March 19th, 1861, are hereby amended, by adding after the word "bonds," wherever it occurs in said sections, the words "or scrip," and by adding after the word "bondholders," wherever it occurs in said sections, the words "or scripholders."

Amendments.

SECTION 8. Section eighteen of chapter six of the act to amend the act to incorporate the city of Milwaukee, and the several acts amendatory thereof, is hereby amended, by striking out the word "six" in said section, and inserting in lieu thereof the word "twelve."

Ibid.

Penalty.

SECTION 9. If any officer of said city mentioned in this act, shall willfully neglect or violate any provision or requirement thereof, or any duty therein or thereby imposed upon him, he shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than five hundred dollars nor more than five thousand dollars, or by imprisonment in the county jail of said county of Milwaukee not less than two months nor more than one year, or by both fine such and imprisonment, in the discretion of the court; and it shall be the duty of the common council to cause an action to be forthwith commenced and prosecuted to final judgment against such officer and the sureties in his official bond, if any, for the recovery of all moneys in his hands, which, by the terms of this act, he is required to pay into the city treasury; and in case said common council shall neglect to cause such action to be commenced within thirty days after any delinquency shall occur in the payment of any moneys required to be paid into the city treasury by any officer under this act, such action may be brought and prosecuted by any tax payer of said city, in the name and for the benefit of said city: *provided*, that before commencing such action, a bond to said city shall be executed and filed in the office of the city comptroller, in the penal sum of five hundred dollars, with sufficient sureties, approved by the judge of the circuit court of said county of Milwaukee, conditioned to pay all costs and damages which may be recovered against said city in such action, and to indemnify the city against any and all costs, expenses and damages by reason of such action, and such action when so commenced by a tax payer, shall not be subject to the control or management of said city or of any officer thereof.

Action may be brought by any tax payer.

Bond for costs.

Accounts of officers whose terms will expire in April, 1865.

SECTION 10. It shall not be lawful for the mayor, comptroller or common council of said city to pass, audit or settle the accounts of the city treasurer of said city, whose term of office will expire in April, 1865, unless such city treasurer shall have first duly made and filed with the city comptroller a full and complete statement of all commissions and per centages collected and received by him during his said official term, for the collection of taxes or on the sale of lands, and which are by law required to be paid by him into the

city treasury of said city, accompanied by his affidavit in writing, that such statement is just and true, and shall also have first accounted for and paid over the full amount of all such commissions and per centages into the city treasury; and any settlement made with said city treasurer, whereby he shall be allowed to retain such commissions and per centages, or any part thereof, in addition to his salary as fixed by law, shall be absolutely void.

SECTION 11. In case said city treasurer shall not make and file the statement and affidavit required by section ten of this act, or shall fail to account for and pay into the city treasury of said city said commissions and per centages, within twenty days after the expiration of his term of office, it shall be the duty of the mayor of said city to cause an action to be forthwith commenced and prosecuted to final judgment, upon his official bond, to recover in the name and for the use of said city, from the said city treasurer and the sureties in his said bond, the amount of all such commissions and per centages; and if such action shall not be commenced within thirty days after the expiration of said term of office, the same may be instituted and prosecuted in the name and for the benefit of said city by any tax payer thereof, in like manner, upon like conditions and with the like effect as provided in section nine of this act.

When bond of treasurer may be prosecuted.

SECTION 12. No petition shall be necessary to authorize the street commissioners of the fourth ward of said city to order the grading and graveling to the established grade of Sixth, Seventh and Eighth streets, and the sidewalks along the same, or either or any of said streets and sidewalks between Wells and Cedar streets, in said fourth ward, or to order the planking of said sidewalks and paving of the gutters along the same, but said street commissioners may order said work done by the owners of lots fronting on said streets, and cause the same to be done, and make the expense thereof chargeable to the lots, as provided by the charter of said city, and the amendments thereof, without petition, and whenever they shall deem it necessary.

No petition necessary to authorize grading, &c. of certain streets.

SECTION 13. So much of any and all acts as contravenes the provisions of this act, is hereby repealed.

Repeal.

SECTION 14. This act shall be published immediate-

ly, and shall take effect from and after its passage and publication.

Approved April 3, 1865.

CHAPTER 284.

[Published May 10, 1865.]

AN ACT to legalize the proceedings of a special town meeting held in the town of Irving, in the county of Jackson.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows :

Bounty tax proceedings legalized.

SECTION 1. All the proceedings of a special towns meeting held in the town of Irving, in the county of Jackson, on the 16th day of January, 1865, for the purpose of raising by tax a bounty to pay volunteers or drafted men which [who] should become credited to said town under the late call of the president for men, are hereby declared valid and legal to all intents and purposes : *provided*, that no more than two hundred dollars shall be paid to each volunteer or drafted man by virtue or in pursuance of the vote of said town.

Limit to bounty.

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

Approved April 8, 1865.

CHAPTER 285.

[Published May 10, 1865.]

AN ACT to authorize the secretary of state to audit certain accounts, and appropriating money for the payment of the same.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows :

Secretary of state to audit all accounts accruing under joint resolutions.

SECTION 1. The secretary of state is hereby authorized and required to audit all accounts and claims against the state, accruing under and in pursuance of