

CHAPTER 167.

[Published April 20, 1867.]

AN ACT to amend chapter 15 of the revised statutes, so far as it relates to permanent landmarks.

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

Towns to determine by vote as to erecting permanent landmarks.

SECTION 1. The qualified electors of the several towns in this state are hereby authorized to determine by vote, at any annual town meeting hereafter to be held, whether they are in favor of erecting permanent landmarks at the corner of sections, and quarter-stakes, or not; and for this purpose every qualified elector may vote a separate ballot, on which shall be written or printed, or partly written and partly printed, the following words: "for erection of permanent landmarks," or "against erection of permanent landmarks," which ballots shall be counted and canvassed in the same manner as ballots for town officers are canvassed.

Form of ballots.

Size of monuments, how and where to be set, &c.

SECTION 2. Whenever a majority of all the votes cast at such election shall be in favor of the erection of permanent landmarks, it shall be the duty of the supervisors of such town to procure, at the expense of said town, a sufficient number of stone monuments, not less than three feet in length and six inches in diameter, and to make a contract with the county surveyor, or any competent surveyor, for the survey of all the sections of said town, and for the erection of said monuments, one at each section corner and one at each external quarter-section in said town; said stone monuments to be set two and a half feet in the ground, and to stand six inches above the ground, except in cases where they shall be set in the center of highways, and in that case the top shall be even with or below the surface of the ground; and such monuments as shall be set at the corner of sections, shall have engraved upon them, in cyphers, the number of each section for which such monument forms a landmark, and those which shall be set for quarter-posts, shall have engraved on them " $\frac{1}{4}$ S."

Expense.

SECTION 3. In case any town shall vote in favor of the erection of permanent landmarks, the supervisors

of such town shall ascertain the amount of money requisite for such purpose, and deliver a statement of such amount to the town clerk, who shall add the said amount to the other amounts to be raised for town purposes for the current year, and cause the same to be inserted in the tax-roll, and shall be collected and paid into the treasury in like manner as other town taxes.

SECTION 4. The board of supervisors may make an agreement with the county surveyor, or any other competent surveyor, [as to] what compensation he shall receive for his services in the erection of such landmarks; and such surveyor, before commencing such survey, shall give bond to the people of such town in the penal sum of three thousand dollars, conditioned that he will make a correct and true survey of all the sections in said town, and cause such landmarks to be set permanently at each corner section and at each external quarter-section, as the same have been established by the government survey, and faithfully perform the duties enjoined upon him by the provisions of this chapter, and according to law. May employ surveyor—bond.

SECTION 5. Such surveyor shall in all cases make correct and full minutes of his survey, containing the exact distance and bearings which a monument at the corner of a section has from the external quarter monument, north, south, east and west of the same, and also the exact distance and bearings which each external monument has from the two adjacent corner sections. Such statement shall be recorded in the office of the register of deeds in the county wherein such town is situated, in a book kept for that purpose. Such registers of deeds shall receive the same compensation for recording the minutes of such survey as is fixed by law for recording deeds and other documents. Minutes of survey—to be recorded, &c.

SECTION 6. All acts or parts of acts contravening the provisions of this act, are hereby repealed. Repealed.

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

Approved April 11, 1867.