

Commissioners of Wisconsin, out of any money in the state treasury not otherwise appropriated, the sum of two thousand dollars (\$2000), to be expended under the provisions of chapter 253, general laws of 1874.

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

Approved March 4, 1875.

CHAPTER 223.

[Published March 12, 1875.]

AN ACT to lay out and establish a state road from the village of St. Croix Falls, in Polk county, to and intersecting state road established from New Richmond to Ashland.

The people of the state of Wisconsin, represented in Senate and Assembly, do enact as follows:

Commission-
ers for laying
out road.

SECTION 1. Dan. F. Smith, V. M. Babcock, P. B. Lacy, W. H. Foster, and John Arbuckle, are hereby appointed commissioners with full powers and authority to survey, lay out and establish a state road from the village of St. Croix Falls, in Polk county, via. Butternut Lake, thence to Clam Falls, thence to section five, in township number thirty-seven, north, of range 14 west; thence by the most feasible route to and intersecting the state road laid out and established from New Richmond to Ashland in pursuance of chapter 310 of the general laws of 1874.

Right of com-
missioners to
appoint substi-
tute.

SECTION 2. In case of the sickness or inability of any of said commissioners, or of any one of them, to serve as commissioner, the remaining commissioners shall have the right to appoint a substitute who shall act as one of said commissioners, and have all rights and powers of those herein appointed. Said commissioners shall have the power to award damages and settle for damages with parties who may feel aggrieved, or sustain damages by the laying out, opening and establishment of said highway. All claims for damages shall be made within one year from the time said commissioners shall have filed the order and plat or survey of said road in the county clerk's office in the counties through which said road may run.

To award dam-
ages.

Claims to be
made within
one year.

SECTION 3. Upon the filing the order of survey of said road in the office of the county clerk in the several counties through which said road may pass, the said road shall become [a] public highway, and the said commissioners shall have full power to open out said highway, remove obstructions, build bridges, construct drains, corduroys, and culverts, and may do the same by contract or otherwise, in the same way and manner and to the same extent that supervisors of towns have to open highways in their respective towns.

When road shall become public highway

Powers of commissioners.

SECTION 4. As a compensation for laying out and opening out said road, said commissioners shall be entitled to the sum of three dollars and fifty cents per day for each day's service rendered in laying out and opening said road. Said commissioners shall have the power to employ such assistants as may be necessary, not to exceed five, who shall receive as compensation not more than one dollar and fifty cents per day; also one surveyor who shall be entitled to receive not more than five dollars per day for each day's service as surveyor. Said commissioners shall have the power to procure all needful subsistence at a reasonable price, said subsistence to be paid for by the counties through which said road may run, in proportion to the amount used in each county, in laying out and opening said road.

Compensation of commissioners.

May employ assistants.

Subsistence.

SECTION 5. There shall not be more than three of said commissioners employed at any time in laying out said road, or in opening said road, and no more than three of said commissioners shall be entitled to compensation for laying out and opening of said road at any one time.

Only three commissioners to be employed.

SECTION 6. When said commissioners shall have filed an order and survey of said road in the office of the county clerk in each of the counties through which said road shall run, it shall be the duty of the county board of supervisors in each of those counties to audit the accounts of said commissioners, on their filing such accounts, properly verified, with said county clerks.

County boards of supervisors to audit accounts.

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

Approved March 4, 1875.