

SECTION 14. There is hereby appropriated annually Appropriation. out of any money in the state treasury not otherwise appropriated a sum sufficient to meet the expenditures authorized by this act; *provided*, that not to exceed twenty-five thousand dollars shall be drawn from the state treasury for the purposes of this act during any one year.

SECTION 15. The term high school district where Definition of term high school district. used in this act, shall be deemed and held to mean and include the territory united in the maintenance of a free high school under the provisions of this act.

SECTION 16. This act shall take effect and be in force from and after its passage and publication.

Approved March 5, 1875.

CHAPTER 324.

[*Published March 11, 1875.*]

AN ACT to authorize the common council of the city of Milwaukee to improve certain streets.

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

SECTION 1. The common council of the city of Milwaukee are hereby authorized and empowered to cause Spring street, from Fourth street to the city limits, in the Fourth Ward of the city of Milwaukee, to be graded to the established grade, and the sidewalks to be planked or paved where now planked or paved of less width than eight feet, and to cause the roadway thereof to be either paved with wood blocks or Macadamized. The common council may, if they deem it to the interest of the ward to do so, use the "Thilmany" process of preserving the wood to be used in the said street, or if they shall Macadamize the same or any part thereof, they shall well roll the surface with a heavy roller weighing not less than six tons in weight. The common council may divide the work to be let into three contracts to the lowest and best bidders giving satisfactory security to the satisfaction of the board of public works of the said city for its faithful performance. They may let the work at such times as they may think best; *provided*,

Authority of common council to improve Spring street.

May use Thilmany process.

How work shall be let.

however, that the said common council shall let a contract early enough to secure the completion of said street from Fourth street to Eighteenth (18) street, by the thirtieth day of November, 1875, and to the city limits by or before the thirtieth day of November, 1877. The work to be done and chargeable to the adjoining property shall be assessed to the lots and parts of lots and parcels of lands fronting upon such street, and such contracts when entered into shall require the contractor to receive as payment for so much of the work as has been assessed against the lots, parts of lots and parcels of lands opposite to the front of which such improvements have been made, certificates for the cost against the lots respectively, and the residue of such contract shall be paid out of the proceeds of the ward funds, and no petition of lot owners shall be required for the doing of any of the work contemplated or provided for in any of the sections of this act.

How expenses
to be paid.

Repair of gut-
ters.

SECTION 2. It shall be the duty of the said common council to cause the repair of the stone gutters on said street, where necessary, and to fill the interstices of all of the said gutters with gravel, or broken stone, and grout them with tar and roofing cement, so as to form a smooth finished surface. All the gutter repairs, street and alley crossings, shall be chargeable to the said fourth ward fund.

Sodding of
sidewalks and
planting of
shade trees.

SECTION 3. The common council shall cause the sidewalks, where not covered with plank or paving, to be properly sodded to a uniform grade before July first, 1875; they shall cause either elm or hard maple trees to be set out as often as every twenty feet on both sides of said street west of eighth street, before the thirtieth day of May, 1875, where owners have not set them out by the thirtieth day of April, and shall see that said shade trees are properly protected to insure life, and shall replace any tree in same manner that may not be living any time within the three years from May twenty-fifth, 1875.

Fencing of
lots.

Where lots are not inclosed from the street they shall see that the board of public works shall cause temporary fences to be put upon the line of sidewalks along both sides of said street. They shall also cause to be

Mowing of
grass.

done the mowing of all grass or weeds on both sides of said street, where not done by owners, four times in each year, during the first week of each of the months of June, July, August and September, and charge the expense thereof to said lots or parts of

lots, and issue certificates against said lots, in the same manner as for other similar work done in said ward.

SECTION 4. The board of public works shall see that the necessary sewers and catch-basins are first laid and constructed in that portion of such street to be paved or macadamized, and for the purpose of this act they shall have all the powers conferred, and shall be governed by section seventeen, of chapter eight, of an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20th, 1852, and the several acts amendatory thereof, approved March 10, 1874, the same as if the common council had ordered the work, or by resolution had required the board of public works to execute the work contemplated by this act.

Sewers and catch-basins to be constructed.

SECTION 5. The common council of said city are hereby authorized and instructed to contract the sprinkling of said street from the first day of April to the fifteenth day of November in each year, and charge the cost thereof as follows: So much as shall be done in front of lots shall be charged to such lots, parts of lots, and parcels of land, and so much as shall be done on street and alley crossings shall be charged to the fourth ward fund, and said common council shall cause to be issued certificates against said lots, parts of lots, and parcels of land, the same as for other similar work done in said ward. Sections thirteen and fourteen of chapter seven of the act referred to in section four of this act, in relation to certificates, shall apply to all certificates to be issued under this act, and shall have the same force and validity. Such certificates shall be liens upon the lots or parcels of land against which the same shall respectively be chargeable from and after the time when such certificates shall be countersigned and registered by the city comptroller. Such certificates shall draw interest at the rate of twenty-five per cent. per annum upon the amounts named in the same from the time when such lots or lands shall be sold by the city treasurer, as required by law, for and on account of such certificate liens.

Sprinkling of streets.

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

Repeal of conflicting acts.

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

Approved March 5, 1875.