

therein. When a complete determination of the controversy cannot be had, without the presence of other parties than those to the original proceeding, the court shall order such parties to be brought in; and to that end the court may make such order as it may deem fit and necessary in the premises. The proceedings shall be continued as may be necessary, and further proceedings had therein, as if such additional parties had been originally proceeded against.

How appeal shall be tried.

SECTION 3. Such appeal shall be tried by a jury (unless the same is waived), as actions originally brought in said court, and shall be subject to the same rules of law and practice as govern ordinary jury trials in such court. The jury shall find a special verdict naming the county to which such inmate is chargeable, or whether chargeable to the state at large, and judgment shall be entered accordingly. The same right of appeal from such judgment to the supreme court shall be had as in other cases; and the said board upon rendition of final judgment shall alter or change the books of such hospital to correspond therewith.

SECTION 4. The prevailing party in the circuit or supreme court shall be entitled to costs as in other cases.

SECTION 5. This act shall take effect and be in force from and after its passage and publication.

Approved March 31, 1883.

[No. 55, A.]

[Published April 14, 1883.]

CHAPTER 234.

AN ACT to provide for the alteration of a state road therein described.

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

Authorized to alter a state road.

SECTION 1. James Barry, John Larson and William Teare, are hereby appointed commissioners, to alter a state road heretofore laid out from the village of Stockholm, Pepin county, through the town of Maiden Rock, Pierce county, to the village of Durand, Pepin county.

SECTION 2. In making the alteration herein provided for the commissioners shall adopt the track now opened and traveled through the town of Maiden Rock, Pierce county.

SECTION 3. Said commissioners shall have the same powers now conferred by law upon boards of supervisors, to award damages, and settle with parties who may have sustained damages by reason of such alteration; provided, any party feeling aggrieved by any award or action of said commissioners, shall have the same right of appeal as they would have from the award or action of town supervisors. Powers conferred.

SECTION 4. Within ten days after said commissioners shall have altered said state road, or any part thereof, they shall cause to be filed in the office of the county clerks of the counties of Pierce and Pepin, a copy of the field-notes and plat of the survey of such alterations, and on and after such filing, said road shall be a public highway, as altered, and shall be deemed to be open as such. When opened.

SECTION 5. Such commissioners shall be entitled to such compensation as the board of supervisors of each county, wherein such alterations shall be made, shall deem proper, and shall be paid by them respectively, in proportion to the distance of such alteration therein; provided, that no compensation shall ever be allowed from the state treasury for such purpose. Compensation.

SECTION 6. This act shall take effect and be in force from and after its passage and publication, and all acts and parts of acts, conflicting with the provisions hereof, so far as they contravene the same, are hereby repealed.

Approved March 31, 1883.

[No. 33, A.]

[Published April 16, 1883.]

CHAPTER 235.

AN ACT to amend chapter 180 of the private and local laws of 1866, entitled "an act to authorize and require the clerk of the board of supervisors of the county of Shawano to make and to keep up an abstract of tax sales."

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

SECTION 1. Section 1 of chapter 180, of the private and local laws of 1866, is hereby amended so that it shall read as follows, when so amended: Section 1. It shall be the duty of the county clerk of Shawano county, to make and to keep up an abstract of tax sales, and to post and note Amended.