

[No. 793, A.]

[Published April 18, 1887.]

CHAPTER 153.

AN ACT to amend sections 7, 8, 9 and 11, of chapter 411, laws of 1885, relating to creating the county of Oneida, and legalizing the acts of the county boards of Lincoln and Oneida counties.

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

SECTION 1. Section 7, of chapter 411, of the laws of 1885, is hereby amended, so as to read as follows: Section 7. Said counties of Lincoln and Oneida, shall each be the exclusive owner of all real property of said county of Lincoln, situated respectively within the boundaries of each county. The said county of Oneida shall be liable for its just share of the liabilities and indebtedness now existing against said county of Lincoln, and entitled to its just proportion of the assets and resources of the said county of Lincoln, to be ascertained by dividing the total liabilities and total assets and resources of said county of Lincoln, by the ratio which the aggregate valuation by the assessors and boards of review of the several towns and cities of said county of Lincoln, of all the real and personal property therein for the year 1884, bears to the valuation by such assessors and boards, of all the real and personal property situated within the boundaries of the said county of Oneida. The board of supervisors of Oneida county shall, within ninety days from the passage of this act, select a competent person to act with another competent person to be selected within the same time by the board of supervisors of Lincoln county, and the two thus selected shall select a third person to act with them, and the three persons thus selected shall constitute a committee to make a settlement between the two counties on the basis hereinbefore provided in this act. Said committee shall make and fully complete the settlement provided for by this act, on or before July first, 1887, and all tax certificates upon lands in Oneida county shall, on or before said first day of July, 1887, be assigned

Counties of Lincoln and Oneida to be exclusive owners of the real property of Lincoln within its borders.

and delivered to the treasurer of Oneida county. The amount of such tax certificates so delivered to Oneida county, shall be charged to said county in the said settlement, and the amount of the tax certificates upon lands in Lincoln county shall in like manner be charged in said settlement to said Lincoln county; if, however, the two persons selected by the respective county boards cannot agree upon a third person, as above provided, then the judge of the tenth judicial circuit shall make the selection of the third person to act on said committee. A reasonable compensation shall be paid to the committee for their services, each county to pay one-half of the compensation to the third person selected as above. The said committee shall ascertain and determine the proportion which each of said counties shall bear of the indebtedness due from Lincoln county to the state of Wisconsin for loans made to said county, and shall make duplicate certified statements thereof, one of which said statements shall be filed by them with the secretary of state, and one in the office of the county clerk of each of said counties, and the secretary of state shall hereafter, pursuant to section 6, of chapter 167, of the laws of 1881, furnish to the county clerks of said counties of Lincoln and Oneida, statements of the amounts of such indebtedness due from and apportioned to each, and the amount so apportioned to said Oneida county by said committee shall be collected and paid by said Oneida county in the same manner as if the loan had been made to said county of Oneida.

Shall not invalidate collection of taxes.

SECTION 2. Section 8, of chapter 411, of the laws of Wisconsin for 1885, is hereby amended so as to read as follows: Section 8. This act shall in no wise invalidate or affect the collection of taxes or the return of lands for the non-payment of taxes assessed thereon for the year 1886, in the said county of Lincoln, and the county treasurer of Lincoln county, within thirty days after the return of the lands to him for the non-payment of taxes assessed thereon for the year 1886, shall make, certify and transmit to the treasurer of the county of Oneida, a list of all lands then situated within the boundaries of Oneida county returned delinquent for the non-payment of taxes for said year, with the amount of such delinquent taxes

assessed thereon, set opposite each description of such land. And the treasurer of Lincoln county shall proceed with the collection of such delinquent taxes, and the sale of such lands, for the non-payment of taxes thereon, in the same manner and with the same effect as now provided by law, and such sale shall be legal.

SECTION 3. Section 9, of chapter 411, of the laws of 1885, is hereby amended, so that said section, when amended, shall read as follows: Section 9. The board of supervisors of the county of Oneida shall have power, and it is hereby made its duty, to procure, as soon as may be after the taking effect of this act, from the register of deeds, county clerk, county treasurer, county judge, and clerk of the circuit court of the county of Lincoln, at the expense of the said county of Oneida, transcripts duly certified by the proper officer, of all papers, proceedings, records and books on file or of record in said offices, in any manner affecting or relating to the title or right of possession of any of the lands situated in said county of Oneida. And such transcripts or certified copies thereof shall be *prima facie* evidence in all courts of the facts therein contained. The lien of all judgments which shall affect lands in said county of Oneida shall continue in force the same as though this act had not taken effect.

Transcripts only certified by proper officers to be made out.

SECTION 4. Section 11, of chapter 411, of the laws of 1885, is hereby amended so as to read as follows: Section 11. The county of Oneida, by its proper officer, is hereby authorized to execute tax deeds upon the certificates assigned to it as provided in this act, in the name of the county of Oneida and the state of Wisconsin, which deed shall be substantially in the form prescribed for tax deeds in the revised statutes of the year 1878, but in addition to the recitals provided in said statute, it shall contain a recital of the fact that the certificates were assigned by Lincoln county to Oneida county, and the validity of all tax deeds executed as above provided shall not be held void on account of having been executed in Oneida county. It is further provided that all redemption of taxes of tax certificates assigned and delivered to Oneida county under the provisions of this act, shall be made in Oneida county, and the publication of the notice of redemption on all certificates

Authorized to execute tax deeds.

assigned to Oneida county, under the provisions of this act, shall be made in Oneida county from and after such assignment shall have been made, and the publication of the notice of redemption on all certificates assigned to Oneida county, under the provisions of this act, shall be made in Oneida county.

Confirming
acts of county
boards under
sec. 7, ch. 411,
laws 1885.

SECTION 5. The acts of the county boards of the counties of Lincoln and Oneida heretofore had, appointing a competent person each to constitute a part of the committee to make the settlement between said counties as provided in section 7, of chapter 411, of the laws of 1885, are hereby legalized, and in all respects confirmed.

Repealed.

SECTION 6. All of chapter 411, laws of 1885, inconsistent or conflicting herewith are hereby repealed.

SECTION 7. This act shall take effect and be in force from and after its passage and publication.
Approved March 26, 1887.

[No. 138, S.]

[Published April 12, 1887.]

CHAPTER 154.

AN ACT to amend chapter 75, of the laws of 1885, entitled, "an act to authorize Jacob Bean and James S. O'Brien to build and maintain dams and other improvements upon the Namakagon river below ranges nine and ten.

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

Amending ch.
75, laws 1885,
sec. 3.

SECTION 1. Section 3, of chapter 75, of the laws of 1885, is hereby amended so as to read as follows: Section 3. As compensation for the improvement of said Namakagon river, when said Jacob Bean and James S. O'Brien, their heirs or assigns, shall have erected and shall maintain said dam across said river, upon section thirty-five, in township forty-one north, of range ten west, they shall be entitled and they are authorized and empowered to demand, receive, levy, sue for and