

taxed in the supreme or district court without sufficient notice being given to the adverse party, or his attorney, of the time and place of such taxation, if said party or his attorney reside within the county in which the judgment was recovered.

Executions,  
may issue.

§ 3. In all cases in the supreme court where the judgment of the court below is affirmed, the supreme court may issue execution, directed to the sheriff of the proper county, returnable to the office of the clerk in ninety days from its date; and the clerk of the supreme court is authorized to issue executions, directed to the sheriff of the proper county, for all bills of cost in the supreme court, after they shall have been taxed according to law.

Take effect.

§ 4. This act shall take effect from and after its passage.

April 17, 1843—This act was re-considered and passed by the unanimous vote (the ayes and noes having been taken) of all the members present—eleven being present.

JOHN P. SHELDON, Sec'y of Council.

Re-considered, and approved, April 17, 1843, by the house of representatives, by the unanimous vote of the house; twenty-five members having voted for, and none against the bill.

JOHN CATLIN, Chief Clerk.

### AN ACT to provide for completing a new roof upon the capitol, and for other purposes.

Proposition.

Whereas, the board of commissioners of the county of Dane have proposed, in behalf of said county, to strip and shingle the roof upon the capitol under the direction of the superintendent of territorial property, or such other person as the legislature may designate, and to complete said work on or before the first day of October next, in consideration of being permitted to use suitable rooms in the capitol as offices for county purposes, therefore,

*Be it enacted by the Council and House of Representatives of the Territory of Wisconsin:*

Superintendent  
authorized to  
contract.

§ 1. That the superintendent of territorial property be, and he is hereby authorized to contract with the board of commissioners of the county of Dane, upon such terms as shall be deemed best calculated to ensure the speedy and proper performance of the work.

Notice.

§ 2. That immediately after the conclusion of such contract with the superintendent, the board of county commissioners shall

advertise in one or more papers published at Madison, proposals for bids for the performance of such contract, to be completed according to the specifications and directions to be furnished by the said superintendent, and by such time as shall be specified in such proposal.

§ 3. The board of commissioners of the county of Dane, at their July session, are hereby authorized to levy a tax equal to the amount of said contract, and the expenses necessarily connected therewith, to be added in the duplicate of the current year, and collected in money, which shall be appropriated to the payment of said contract and expenses, and for no other purposes: *Provided*, that if a tax of one and a half mills on the dollar shall not raise a sufficient sum, the residue of the debt thus contracted shall be raised by a tax assessed in like manner in the year 1844.

§ 4. Whenever the contractor for materials or labor, shall have finished his contract to the satisfaction of the superintendent, he shall certify the fact to the board of commissioners, which certificate shall be a voucher, upon the receipt of which they shall order to be paid the amount due such contractor out of the moneys collected by virtue of this act: *Provided*, that if there shall be more than one contractor, and the tax raised as aforesaid shall not be sufficient to meet the whole expense, each contractor shall be paid a per centum in proportion to the amount of his contract.

§ 5. The superintendent shall personally oversee and give such directions during the progress of the work as he may think necessary to cause the work to be done in a suitable and workman-like manner.

§ 6. In consideration of the completion of the work specified in this act, the county of Dane is hereby granted the use of suitable rooms in said capitol for the office of register of deeds, and commissioners' office, and for an office for the clerk of the district court, when such offices shall not be needed for the use of the legislative assembly, and also to the use of the supreme court room for holding the district court, for the term of seven years: *Provided*, that if such rooms shall be unreasonably or improperly used for other purposes than contemplated by this act, the superintendent shall have authority to vacate the same until further action of the legislative assembly.

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

APPROVED, April 17, 1843.