

thirty-three, enforced in this territory by the act of congress organizing the territorial government, and adopted by the legislative assembly at their last session, and having the laws of eighteen hundred and twenty-seven in their possession, they supposed it to be their duty to give bonds to the United States with a penalty of two hundred dollars when in fact the law required them to give bonds to the county clerk with a penalty of two hundred and fifty dollars, whereby said justices have incurred certain penalties; for remedy thereof,

SECTION 1. *Be it enacted by the council and house of representatives of the territory of Wisconsin,* That the several justices of the peace in Grant county be, and they are hereby released from all fines, forfeitures and penalties incurred by them for the failure to give bonds according to the provisions of the act entitled "an act to regulate and define the powers of justices of the peace and constables in civil cases." Released from penalties.

SECTION 2. That all acts done and performed by them are hereby declared to be as legal to all intents and purposes, as though they had given bonds in accordance with the provisions of the above recited act, any other law to the contrary notwithstanding. Their acts made valid.

Approved January 19, 1838.

No. 93.

AN ACT to provide for a territorial revenue.

SECTION 1. *Be it enacted by the council and house of representatives of the territory of Wisconsin,* That for the purpose of raising a territorial revenue to defray the expenses authorized by law to be paid out of the territorial treasury, it shall be the duty of the county commissioners of each of the counties of this territory, at the time of the filing of the assessment roll, to deduct from the gross amount of taxes there charged, five per cent. to be set apart by the said county commissioners as a debt due from said county to the territory. Five per cent. of county tax to be set apart.

SECTION 2. The county commissioners shall furnish the treasurer of the territory, immediately after Duty of county commissioners.

the same may be filed, with a copy of the duplicate for their respective counties for the current year, together with the sum which will be due from said county to the territory for that year.

Territory to
have preference.

SECTION 3. The first moneys which may be returned by the collector, collected from the duplicate of any year, to the amount due the territory for that year from the county shall be retained by the treasurer of each county for the use of the territory; and the county treasurers shall pay over the same upon the drafts or warrant of the treasurer of the territory.

Liability of
county treasurer.

SECTION 4. The duties herein enjoined upon the county treasurers, shall be so considered that a departure therefrom shall be deemed a breach of the conditions of their official bonds, so that they and their securities shall be liable to the territory for any loss which may accrue therefrom; and any county treasurer who shall dishonor or refuse to pay the drafts of the territorial treasurer, for any money which may be in his hands, and due from said county at the time to the territory, shall be amerced in damages of fifty per cent.

Approved January 19, 1838.

No. 94.

AN ACT to establish the Philandrian college in the town of Denmark, Des Moines county.

Incorporating
clause.

SECTION 1. *Be it enacted by the council and house of representatives of the territory of Wisconsin,* That there shall be established in the town of Denmark, in Des Moines county, a college for the purpose of educating youth, the style, name, and title whereof shall be "the Philandrian college of the town of Denmark," which college shall be under the direction of seven trustees, to-wit: Rev. Jeremiah Porter, Samuel Barrett, James P. Stuart, Robert A. Leeper, Timothy Fox, Lewis Epps, and H. M. Dixon; and they and all further trustees shall continue in office during the pleasure of the legislature, and all vacancies that may occur in said board of trustees shall from time to time be supplied by the legislature.

Trustees.