

deed for the same to the purchaser or purchasers thereof; *Provided*, that such sale shall not be made for a less sum *Proviso*. than two thousand dollars.

SEC. 2. This act shall take effect and be in force from and after its passage.

Approved March 30, 1860.

CHAPTER 272.

[Published April 19, 1860.]

AN ACT to authorize the common council of the city of Milwaukee to erect a breakwater in the third ward of said city.

*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 is hereby authorized and empowered to construct a breakwater along the lake shore fronting on Beach street, in the third ward of said city, and extending from Detroit street, where said Detroit street strikes the lake shore, southerly along the line of said Beach street to Pier street, in the third ward of said city, in such a manner as effectually to prevent the encroachments of the lake on that part of said city lying westerly of said Beach street; the cribs of which said breakwater, so to be constructed, to be uniform, and to be at least ten feet in width and at least eight feet in height, firmly secured and filled with good solid stone.

Common council authorized to construct breakwater in third ward.

Character of breakwater.

SEC. 2. The street commissioners of the third ward of said city shall cause to be made, an estimate of the whole expense of said breakwater, which expense shall be levied and assessed upon one tier of lots fronting on the west side of said Beach street, from Detroit street to Pier street aforesaid; and they shall also determine the proportion to be charged to each of said lots.

Expense to be levied on adjacent lots.

SEC. 3. The said street commissioners shall give notice to the owners or occupants of the said lots fronting on the west side of said Beach street, in the manner and for the time as required by section 6, of chapter 7, of an act, entitled "An act to consolidate and amend the act to incorporate the city of Milwaukee, and the several acts amendatory thereof," approved 20th February, 1852, of the estimate and assessment so made by them, which as-

The commissioners to give notice to owners of lots.

assessment may be amended or corrected in manner as provided for in said act and the subsequent acts amendatory thereof.

Let to lowest bidder.

Contract.

City shall not be liable, but expenses shall be collected from adjoining lots.

SEC. 4. The said work of making and constructing said breakwater, shall, after said estimate is made and assessment completed, be by the street commissioners of said ward, let to the lowest bidder, after due notice for that purpose; and the said street commissioners shall enter into a contract with such lowest bidder, for the performance of the same, and shall take from the person or persons with whom they shall make such contract, a bond to the said city of Milwaukee, with good and sufficient sureties, conditioned for the due and faithful performance of said contract; *Provided, always*, that the said city of Milwaukee or said third ward shall, in no event, be held responsible for the contract price of said work, but certificates for the same shall be issued by said street commissioners, and shall be chargeable to the respective lots aforesaid, according to the proportions assessed thereon, in pursuance of the provisions of said chapter seven, in reference to street commissioners' certificates, and the various acts amendatory of said chapter; and all the provisions of an act approved 29th March, 1856, entitled "An act to make street commissioners' certificates, in the city of Milwaukee, a lien upon lots or lands against which they may issue," shall apply to the certificates issued under this act.

Supervision by St. commissioners of 3d ward.

SEC. 5. The said work shall be done under the supervision of the street commissioners of said third ward and the city engineer, for the time being, and no certificate shall be issued until the said work is completed and approved by the said street commissioners and city engineer.

SEC. 6. This act shall take effect and be in force from and after its passage.

Approved March 31, 1860.