

CHAPTER 115.

[Published April 24, 1863.]

AN ACT to amend an act entitled "an act to consolidate and amend the act to incorporate the city of Milwaukee, and the several acts amendatory thereof."

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

Amendment.

SECTION 1. Section 3 of an act approved June 18th, 1862, and entitled "an act to amend an act entitled 'an act to consolidate and amend the act to incorporate the city of Milwaukee, and the several acts amendatory thereof,' " is hereby amended, by striking out the figures "1861," and inserting in lieu thereof the figures "1862," so as to read as follows: "as shall be deemed by said assessors for the year 1862, most convenient;" and the acts of the assessors for the year 1862, in making the assessment, are hereby confirmed and declared as legal as if said figures 1862 had been a part of the original law, instead of 1861.

Calculation of interest.

SECTION 2. The interest to be collected at the rate of seven per centum per annum on the amount of tax which shall be levied by the common council of the city of Milwaukee, for the years 1856 and 1857, respectively, shall be calculated from the first day of February, 1857, until the first day of May, 1863, for the taxes for the year 1856, and from the first day of July, 1858, until the first day of May, 1863, for the taxes for the year 1857.

Amendment.

SECTION 3. Section 20 of the act aforesaid is hereby amended, by striking out the figures "1862," where it occurs [they occur] in the said section, and inserting in lieu thereof the figures 1863.

Duty of council.

SECTION 4. It shall be the duty of the common council of the city of Milwaukee, and of the several city officers elected or appointed for the year 1863, to carry out all of the provisions of the act aforesaid, of which this act is amendatory, and which shall not already have been carried out.

Rights of holders of certificates not affected.

SECTION 5. The holder of any street commissioners' certificate, for which a special tax has been relieved by the common council, in pursuance of this act, for either of the years 1856 or 1857, shall not by such relevy in

any way be deprived from exercising his privilege of filing a bill in chancery in the circuit court of the county of Milwaukee, or in any other court having equity jurisdiction in said county, to enforce the lien given by the provision of "an act to make street commissioners' certificates in the city of Milwaukee, a lien upon lots or lands against which they may issue," and it shall be left to the option of such holder of any street commissioners' certificates, for said years, whether he will enforce the collection of his lien by applying for a decree of foreclosure for the amount of such lien and taxes and the interest thereon, at the rate of 25 per centum per annum, or resort to the remedy existing for the collection and enforcement of taxes and assessments for city improvements, made by order of the street commissioners of the several wards of the city of Milwaukee; but it shall not be lawful for any holder of street commissioners' certificate, who shall not enforce his lien by filing bill in chancery as aforesaid, to claim a higher rate of interest on such certificate, until the first day of May, 1863, than that provided for in the act for reassessment to which this is amendatory.

SECTION 6. The common council of the city of Milwaukee may, in consideration of the extraordinary expenditures in paying for and equipping steam fire engines, levy for the year 1863, a tax not exceeding the sum of seventy thousand [dollars] for general city purposes, instead of the sixty thousand dollars as now authorized by law to be levied. Tax of \$70,000 authorized.

SECTION 7. All acts and parts of acts so far as they conflict with the provisions of the act to which this is amendatory, are hereby repealed. Repeal.

Approved March 27, 1863.