

tinued in force, so far as they are not inconsistent with the provisions of this act, and shall govern the commissioners in carrying into effect the provisions of this act.

SECTION 4. There is hereby appropriated out of the state treasury the sum of one hundred and two thousand dollars, which shall be drawn in accordance with law, upon the certificate of said board of commissioners. Appropriation.

SECTION 5. In case the said commissioners shall find that the contract for this work can be let on terms more favorable to the state by allowing the contractor to fit and set up the work at the manufactory, in order to render the whole more complete and perfectly fitted together, the commissioners may, after requiring proper bonds and safe-guards for the protection of the interests of the state, pay a portion of the costs of said work before the same shall be delivered at the capitol. Work may be fitted at manufactory.

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

Approved March 4, 1868.

CHAPTER 94.

[Published March 10, 1868.]

AN ACT relating to court expenses.

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

SECTION 1. It shall be the duty of the sheriff of each county in this state at the commencement of every term of court, to file with the clerk of said court a list of his deputies, who are to receive a per diem for attendance on court: *provided, however,* that no sheriff shall be entitled to more than three deputies at the expense of the county. The court may, however, by special order, authorize a greater number of deputies to attend jury when the court shall be engaged in the trial of any person charged with crime. Sheriff shall file list of deputies

Officers and jurors not to receive traveling fees as witnesses.

SECTION 2. No person shall be entitled to receive a per diem or traveling fees as a witness while attending court as an officer or juror.

Witness to be in actual attendance to draw per diem.

SECTION 3. No person shall be entitled to draw a per diem for attendance on court as a witness, unless such person shall have been in actual attendance on such court.

SECTION 4. This act shall take effect and be in force from and after its passage and publication.

Approved March 4, 1868.

CHAPTER 95.

[*Published March 10, 1868.*]

AN ACT to require railroad companies receiving grants of land from the general government, to locate their roads and select their lands within a certain time specified.

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

Railroad companies must select lands within nine months.

SECTION 1. All railroad companies having lines of road within the limits of this state already located, to whom grants of land have been made by the United States, and which lands have not yet been selected, are hereby required to make such selections of all lands enuring to said railroads under the several acts of congress bestowing such grants respectively, within nine months from the date of the passage of this act.

Where line is not located must select within one year

SECTION 2. All railroad companies having lines of road within this state, not yet located and all such companies and corporations upon whom grants of land from the general government of the United States may have been bestowed by the legislature of the state of Wisconsin, are hereby required to cause the location of their respective roads and to select all land enuring to said roads, under the several acts of congress bestowing such grants, within one year from the date of the passage of this act.

Penalty for neglect to locate.

SECTION 3. Any railroad company violating or neglecting to comply with the provisions of this act,