

CHAPTER 149.

[Published March 23, 1869.]

AN ACT relating to the drainage fund of Outagamie county, and to amend chapter 94 of the general laws of 1866.

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

SECTION 1. Section 2 of chapter 94 of the general laws of 1866 is hereby repealed. Repealed.

SECTION 2. Within sixty days from the passage of this act, the Outagamie county swamp land commissioners shall render to the board of supervisors of the county of Outagamie, a full and accurate account under oath, of all lands disposed of by them under the act hereby repealed; and of the price received by them therefor, all moneys received by them under said act, of all moneys expended by them under said act, stating fully the items of expenditure and for what purposes such expenditure was made, the amount of money received by them under the provisions of said act that remains unexpended. Swamp land commissioners shall render account to board of supervisors.

SECTION 3. Within sixty days from the passage of this act, the Outagamie county swamp land commissioners shall pay over to the county treasurer of Outagamie county, the full amount of moneys received by them under the provisions of said act, which has not been expended by them previous to the passage of this act, under the oath of said commissioners, and they shall also deliver to said county treasurer, under oath, all property held by them as said swamp land commissioners. Shall pay over money to county treasurer.

SECTION 4. Within sixty days from the passage of this act, the said Outagamie county swamp land commissioners shall also deliver, under oath, to the clerk of the board of supervisors of Outagamie county, all books, records and accounts kept by them as such commissioners or by either of them, and by the clerks and officers employed by them in the business of said commissioners since their organization. Shall deliver books and records to clerk of board.

SECTION 5. If said Outagamie county swamp land commissioners, or either of them, shall refuse or neglect Penalty for neglect.

to render the accounts mentioned in this act, or shall neglect or refuse to do or perform any act or acts required by them or either of them, they or either of them, shall be guilty of a misdemeanor, and on conviction, shall be punished therefor by imprisonment in the county jail, not exceeding one year nor less than six months, and by fine not exceeding one thousand dollars nor less than five hundred dollars, and they shall be further liable to be sued for any deficiency of any money in their hands, and the county board of supervisors of Outagamie county are hereby authorized to sue for and recover of the said commissioners any moneys remaining in the hands of said commissioners unexpended, unless the said commissioners shall pay the same into the county treasury as hereinbefore provided.

Supervisors
vested with dis-
position of
lands and funds.

SECTION 6. The board of supervisors of Outagamie county are hereby authorized to act for and on the part of said county in the execution of the trust created by said chapter 94 of the general laws of 1866, and to fill the vacancy created by the repeal of section 2 of said chapter as provided for in section one of this act, and in such capacity, shall be capable in law of taking, holding, leasing and contracting for, selling and conveying the lands or any portion thereof, described in the first section of said chapter, and appropriating the moneys arising from the sale thereof, so far as may be necessary for the purposes mentioned in said act and no further, and in that capacity may contract and be contracted with, sue and be sued, and may have and exercise all the powers, rights, privileges and immunities which are or may be necessary to carry into effect the purposes and objects of said act, as the same are therein set forth; and in all succeeding sections of said act, the powers and duties therein conferred upon the Outagamie county swamp land commissioners, are by virtue of this act conferred upon the board of supervisors of Outagamie county.

SECTION 7. All acts and parts of acts contravening (*with*) the provisions of this act are hereby repealed.

SECTION 8. This act shall take effect and be in force from and after its passage.

Approved March 10, 1869.