

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

Approved March 4, 1875.

CHAPTER 247.

[Published March 15, 1875.]

AN ACT to amend the charter of the city of Oshkosh, in the manner therein set forth, dividing the city into twelve wards.

The people of the state of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. All that portion of section three, of chapter first, of chapter 501, of the private and local laws of 1868, and all that portion of section one, of chapter 403, of the private and local laws of 1871, which describes the boundaries of the different wards of the city of Oshkosh, are hereby repealed, and in lieu thereof, the following is inserted, establishing wards and ward boundaries, namely:

First Ward. All that portion of said city lying north of Fox River, bounded on the north by Algoma street, east by Main street, and West by Wisconsin street, shall constitute the First Ward of said city.

Second Ward. All that portion of said city lying north of Fox River, bounded north by Waugoo street, east by Lake Winnebago, and west by Main street, shall constitute the Second Ward.

Third Ward. All that portion of said city lying south of Fox River and west of Lake Winnebago, and north of the southern boundary of the city, bounded on the west beginning at the middle of Doty street, where it intersects the south boundary of the city, running thence north in the middle of Doty street where it intersects the south boundary of the city, running thence north in the middle of Doty street, to Seventeenth, thence west in the middle of Seventeenth street to Nebraska street, thence north in the middle of Nebraska street to Fox River, shall constitute the Third ward.

Fourth Ward. All that portion of said city lying

Amended.

Change of ward boundaries.

First ward.

Second ward.

Third ward.

Fourth ward.

north of Waugoo street, bounded on the north by Merrett street, east by Lake Winnebago street, and west by Main street, shall constitute the Fourth ward.

Fifth ward. Fifth Ward. All that portion of said city lying north of James street and Vermont avenue, and west by Jackson street on the east side of Fox river, and all on the west side of said river bounded north by the northern city boundary, west by the western city line, south by the dividing line between the southeast and southwest quarter of section twenty-two, and east by the Fox river, shall constitute the Fifth ward.

Sixth ward. Sixth ward. All that portion of said city lying north of the southern boundary thereof, and east of the western boundary thereof, and south of the southern boundary of the fifth ward as heretofore described, and west of the middle of Michigan street and of the line protracted of the middle of Michigan street to the southern boundary of the city, shall constitute the Sixth ward.

Seventh ward. Seventh Ward. All that portion of said city lying north of Fox river, described as follows: Beginning at the foot of Wisconsin street, thence north to Union street, thence on Union street to Meadow street, thence north on Meadow street to Irving street, thence east on Irving street to Jackson street, thence north on Jackson street to Vermont avenue, then west on Vermont avenue and James street to the Fox river, thence along the river to the place of beginning, shall constitute the Seventh ward.

Eighth ward. Eighth Ward. All that portion of said city lying north of Merrett street, bounded on the north by Irving street, east by Lake Winnebago and west by Main street, shall constitute the Eighth ward.

Ninth ward. Ninth Ward. All that portion of said city lying north of Irving street, bounded on the north by the city line, on the east by Lake Winnebago, and on the west by Jackson street, shall constitute the Ninth ward.

Tenth ward.] Tenth Ward. All that portion of said city lying north of Algoma street, bounded on the north by Irving street, on the east by Main street, and on the west by Wisconsin and Meadow streets, shall constitute the Tenth ward.

Eleventh ward. Eleventh Ward. All that portion of said city lying south of Fox River and the west line described hereinbefore as the west boundary of the Third ward, and north of the southern city boundary and east of a line running through the middle of Minnesota

street, from Fox River southerly to the end of said street, and thence in the same direction directly to the southern city line, shall constitute the Eleventh ward.

Twelfth Ward. All that portion of said city lying south of Fox River and west of the Eleventh ward, as hereinbefore described, and east of the middle of Michigan and of the line of Michigan street protracted to the southern boundary line of the city, shall constitute the Twelfth ward.

Twelfth ward.

SECTION 2. Whenever any new aldermen, or board of ward aldermen, shall be elected or created, it shall be the duty of the common council of the city to appoint the places in such wards to hold any election therein, and three inspectors for each ward for all elections, until aldermen shall have been elected by such wards or ward; and when said wards are created as herein provided, if it is more than thirty days previous to the time for the annual charter election for aldermen, the common council of the city may order a special election of aldermen for such wards, notice thereof to be given the same as for the annual elections; and at the first election of aldermen in such wards, three aldermen shall be elected for each ward, two of whom shall serve one year, and one two years, and voters shall designate on their ballots which shall serve for two years, as in case of an annual charter election; *provided*, that the aldermen now elected for two years and holding [having] one year to serve, retain their office of aldermen in the ward in which such aldermen reside till his term of office expires, or until his successor is duly elected or appointed and qualified; and there shall be elected one school commissioner from the residents of each ward, for such ward, by the electors of the city; *provided*, that the school commissioners now elected for two years, and acting as such, shall continue in office for and during the term for which they were elected, or until his successor is duly elected or appointed and qualified.

Duty of common council to appoint places for holding elections, and inspectors of elections.

Special election—when may be ordered.

Proviso.

SECTION 3. There shall be one justice of the peace elected from and by the qualified electors of the first, second, fourth, fifth, seventh, eighth, ninth and tenth wards, and shall be a resident thereof, and hold his office in the second, third or fourth ward, and also a justice of the peace from and by the qualified electors of the third, sixth, eleventh and twelfth wards, and shall be a resident thereof and hold his office in the third ward: *provided*, that the justices of the

Justices of the peace.

peace heretofore elected, and now acting as such, shall continue in office for and during the term for which they were elected.

Change of ward boundaries to be submitted to voters.

SECTION 4. No such alteration shall take place without first submitting the question of such alteration to a vote of the legal voters of the city of Oshkosh, to be taken at the annual charter election of the said city; and if a majority of all the votes cast at such election on that subject shall be in favor of such a change, then the change contemplated by this act shall take effect and be in force.

SECTION 5. This act shall take effect and be in force from and after its passage, and anything in the charter of the city, so far as the same conflicts with this act, is repealed, and no further.

Approved March 5, 1875.

CHAPTER 248.

[Published March 11, 1875.]

AN ACT relating to the fencing of railroads.

The people of the state of Wisconsin, represented in Senate and Assembly, do enact as follows:

Railroad companies required to fence roads and supply cattle guards.

SECTION 1. All railroad companies in this state, whose roads have been in operation two years or more in carrying goods and passengers over the same or over any portion of such roads, are hereby required to fence the same, and to construct the necessary farm-crossings and cattle-guards wherever said roads or portions thereof have been so running through inclosed lands, or through lands that may hereafter be inclosed.

When neglected owner of land may give notice to company to build fences, &c.

SECTION 2. Any owner or occupant of such inclosed land, or lands, that may hereafter be inclosed, if the railroad company, whose track runs through such lands, refuses or neglects to comply with the requirements of the foregoing section, may give notice in writing to such company to fence its road so running through his premises, and to construct the necessary farm-crossings and cattle-guards thereon, and if such company, after being so notified, shall refuse or neglect for the space of six months to fence its road and to construct the necessary farm-crossings and cattle-