

Section 2576. No court shall be opened or transact any business on the first day of the week or on any legal holiday, unless it be for the purpose of instructing or discharging a jury, or of receiving a verdict and rendering a judgment thereon, but this section shall not prevent the exercise of the jurisdiction of any magistrate when it shall be necessary, in criminal cases, to preserve the peace or arrest offenders. Whenever it shall happen that the time fixed by law for holding any term of court of record shall be upon a legal holiday, the clerk of such court, or the judge thereof, shall open and adjourn the same until the next day, and all matters returnable on that day shall be held continued until such next day.

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

Approved March 27, 1885.

[No. 14, A.]

[Published April 6, 1885.]

CHAPTER 143.

AN ACT to authorize the Commissioners of School and University Lands of the state of Wisconsin, to loan a portion of the trust funds of the state, to the towns of Farmington, Osceola, Alden, Lincoln, Clayton, Apple River, St. Croix Falls, Milltown, Eureka and Balsom Lake, or either of said towns, in the county of Polk, in this state.

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

Commissioners
authorized to
loan money.

SECTION 1. The commissioners of school and university lands of the state of Wisconsin, are hereby authorized to loan a portion of the trust funds of this state to the towns of Farmington, Osceola, Lincoln, Alden, Clayton and Apple River, St. Croix Falls, Eureka, Milltown and Balsom Lake, or either of them, in the county of Polk, in this state; said loan not to exceed the amount of five per centum of the assessed valuation of said town so applying for a loan, at the time the said loan is applied for, including the existing indebt-

edness of the town at that time; and the town board of supervisors of said towns, or either of them, is hereby authorized to borrow a sum not exceeding the amount above named of said commissioners, and to issue certificates of the indebtedness so contracted; said indebtedness shall bear interest at the rate of seven per centum per annum, and said interest, together with one-twentieth of the principal, shall be paid annually until the whole of the same is paid.

SECTION 2. The secretary of state shall, each year, until the whole loan be repaid, furnish the county clerk of the said county of Polk, the amount which will be due from such town or towns above named, to which a loan is made, at the time he furnishes to that officer a statement of the state tax. It shall be the duty of the county clerk, on receiving such statement, to include the amount due from such town or towns, as shall have made a loan from the state according to the provisions of this act, in his apportionment of the state taxes to such town or towns; but it shall be carried out in a separate column, headed, "Railroad Aid Tax." The town clerk of such town or towns shall charge such amount on his tax roll in a separate column, headed, "Railroad Aid Tax," and the tax shall be collected by the town treasurer, and paid with the state tax to the county treasurer, who shall pay it to the state treasurer, with the state taxes. The amount of the tax to be so levied and collected each year, shall be the annual interest due on said loan, and one-twentieth of the principal of said loan.

Duty of secretary of state.

SECTION 3. Before any of said funds shall be delivered to the said town or towns mentioned in this act, or either of them, the town board of supervisors of such town or towns, or either of them, as may apply for said loan, shall file with the secretary of state an acceptance for their said town, of the provisions of this act, and of the terms and limitations herein provided for and prescribed.

Acceptance to be filed with secretary of state.

SECTION 4. The said loan hereinbefore mentioned, shall be made to the town board of supervisors of the said town or towns, or either of said towns mentioned in this act, for the purpose of aiding in securing and paying for the right of way and depot grounds for a railroad, which may pass into or through the said town or towns

Conditions upon which said loan shall be made.

mentioned in this act, or either of them, and for no other purpose; and the said town board of supervisors is authorized to make the said loan only on the following conditions: First, the route of said road shall be first surveyed, located and established. Second, a majority of the legal voters of said town or towns, or either of them, who may vote upon the proposition to borrow money from the state, as provided for by this act, at any general town meeting held in said town or towns, or either of them, or at a special town meeting called for that purpose, shall first vote in favor of said loan. Third, twenty days' notice of the submission of the said question to a vote shall be given by the town clerk of the town so proposing to vote, by posting in his town, in four public places, a request by ten resident tax payers of his town, that said question be submitted to a vote of the electors, said notice to be written or printed; and a call from ten resident tax payers of his town for a special town meeting (if such special town meeting is to be held, and if at a general town meeting, such call shall not be necessary); also a communication from the railroad company, signed by its president and secretary, submitting its proposition to the town, as required by section 945, of the revised statutes of 1878; also a notice from the town clerk to the voters of the town, notifying them in detail of the question to be submitted to a vote, stating that a submission of the question of a loan will be had. Such notice, when prepared by the town clerk of the said town or towns, or either of them, shall also be published three times in a newspaper located on or near the proposed line of the railroad for which the loan is to be made, and shall be paid for by the town so publishing the same. The vote shall, upon such proposition, be by ballot written or printed in words as follows: "For Railroad Loan," or "Against Railroad Loan." Such ballots shall be deposited in a separate box, provided by the inspectors of the election for that purpose, and such ballots shall be considered as the votes of the legal voters of the town, upon such question, and shall be counted and canvassed as in other elections, and as provided under the election laws of the state applicable thereto, and the result of said

election shall be announced to the people of said town by the inspectors thereof.

SECTION 5. If a majority of the votes polled upon said proposition for a railroad loan are in favor thereof, it shall be deemed carried in the town so voting upon it, and the supervisors of said town shall have authority, and it shall be their duty to make said loan of the state, and the said supervisors of the towns so making the loan, or a majority of them, are hereby authorized to use and pay out of the money so borrowed from the state, such sums as may be needed to secure right of way and depot grounds for said railroad company, upon the receipt of a deed in fee simple from the owner or owners of the lands so purchased, and in favor of the railroad company for which the right of way is being secured.

Question to be carried and duty when majority is in favor.

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

Approved March 27, 1885.

[No. 9, S.]

[Published April 4, 1885.]

CHAPTER 144.

AN ACT relating to a State Agent for Pensions.

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

SECTION 1. The governor is hereby authorized and directed, by and with the consent of the senate, to appoint some suitable and competent person, who shall act as claim agent for all persons residing in the state of Wisconsin, having claims against the government of the United States, for pensions, bounty or back pay, where such claims have arisen out of, or by reason of the late war, and shall prosecute such claims without pay or compensation from the party seeking such pension, bounty or back pay.

Authorized to appoint state pension agent.

SECTION 2. There is hereby appropriated out of the treasury the sum of two thousand dollars annually, for the purpose of paying the salary of said agent, and such additional sum, not to ex-

Appropriation therefor.