

[No. 143, S.]

[Published April 6, 1885.]

CHAPTER 161.

AN ACT to amend sections 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002 and 1003, relating to the census, and collection of statistics.

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

SECTION 1. Section 993, chapter 45, of the revised statutes of 1878, is hereby amended so as to read as follows: Section 993. The secretary of state shall, on or before the first day of June, in the year in which a census is to be taken, transmit to the several county clerks a sufficient number of the schedules and forms so prepared by him, to take the enumeration of the inhabitants, collect the statistics, enroll the militia, ex-soldiers and sailors then residing in each of the counties of the state, and prepare and transmit with such schedules such instructions and directions in regard to the same as he may deem necessary; and the several county clerks shall immediately upon the receipt of such schedules, forms and instructions, forward the requisite number of them to each town, city and village clerks within his county, to enable them to take said census and collect such statistics in the manner herein required.

Law relating to state census amended.

SECTION 2. Section 994, chapter 45, of the revised statutes of 1878, is hereby amended so as to read as follows: Section 994. The town clerks of the several towns, and the clerks of the several cities and villages, under the direction of the county clerks, are authorized and required to take the enumeration of the inhabitants, collect the statistics, enroll the militia, and enumerate all those who served as soldiers or sailors in the United States army or navy in the late war, then residing in their respective towns, cities and villages; and in case there be no organized town, or there be no such clerk in any district comprising the whole or a part of any county, the county clerk shall appoint one or more assistants, who shall have power to perform the service required of town clerks by this chapter; and all the said clerks are authorized to appoint such assistants as

Amendment, duties of clerks.

they may find necessary for the performance of the duties required by this chapter.

**Amendment,
further duties
of clerks.**

SECTION 3. Section 995, chapter 45, of the revised statutes of 1878, is hereby amended so as to read as follows: Section 995. Each town, city and village clerk, and each of their assistants, shall take and subscribe an oath before entering upon the discharge of such duties, that he will make a true and exact enumeration of all persons resident, a true enrollment of all persons liable to military duty, and a true enumeration of all those who served as soldiers or sailors in the United States army or navy in the late war, then residing within his town, city, village or district, and will faithfully collect all the other statistics therein as required by law, and a true return thereof make in pursuance of the provisions of this chapter, according to the best of his ability; which oath shall be returned with the census taken by each such person respectively, to the county clerk.

**Amendment,
enrolling sol-
diers, sailors,
etc.**

SECTION 4. Section 996, chapter 45, of the revised statutes of 1878, is hereby amended so as to read as follows: Section 996. The said clerks and their assistants shall, on the twentieth day of June in the year in which a census is to be taken, commence taking the enumeration of the inhabitants, collecting the statistics, enrolling the militia, and enumerating all those who served as soldiers or sailors in the United States army or navy in the late war, then residing in their several districts, as required by law, and for that purpose shall call at every dwelling house therein, and by personal inquiry of the head of every family and of other persons, ascertain the matters required to be ascertained and reported by them; and in such enumeration and enrollment, they shall include only persons whose place of residence shall be in said city, town, village or district, on the first day of June of said year, and make a separate enumeration of all Indians not taxed; and complete their work on or before the first day of August thereafter, and deliver to the county clerk a true and accurate enumeration of all the persons within their respective towns, cities, villages and districts, and a full and correct collection of the statistics required to be collected therein, and an enrollment of the militia, and enumeration of all ex-soldiers and sailors, which enumeration, collection and en-

rollment shall be set forth in the schedules and forms furnished by the secretary of state, and in the manner and form required by him.

SECTION 5. Section 997, chapter 45, of the revised statutes of 1878, is hereby amended so as to read as follows: Section 997. The town clerk of any town in which there shall be situated a village, or any part thereof, shall not take the census, collect the statistics, enroll the militia, or enumerate the ex-soldiers and sailors in such village; and the village clerk of every village which is not specially incorporated as a municipality, distinct and independent from the town, shall, in taking such census, separately enumerate upon the same form all the inhabitants thereof, residing in each town, any part of which is included in such village.

Amendment,
further duties
of clerks.

SECTION 6. Section 998, chapter 45, of the revised statutes of 1878, is hereby amended so as to read as follows: Section 998. The several county clerks shall, as soon as returns shall have been received by them from such clerks and their assistants, prepare a copy of the enumeration of the inhabitants, of the schedules of statistics, the enrollment of the militia, and the enumeration of the ex-soldiers and sailors of their respective counties, and, on or before the twentieth day of August, transmit such copies to the secretary of state, and deliver the returns received from such clerks and assistants to the register of deeds, who shall file and preserve the same in his office.

Amendment
duties of
county clerks.

SECTION 7. Section 999, chapter 45, of the revised statutes of 1878, is hereby amended so as to read as follows: Section 999. The secretary of state shall, as soon as practicable, not later than the first day of January, 1886, and every ten years thereafter, prepare a tabular statement of the enumeration of the inhabitants of the state, the enrollment of the militia, and of the enumeration of all those who served as soldiers or sailors in the United States army or navy, then residing in the state, showing the number in each county, town, city and village, and also of all the agricultural, mineral and manufacturing products of each county, and of such other statistical matters as shall have been procured under the provisions of chapter 45, of the revised statutes, as amended, and have the same printed and bound in pamphlet

Amendment,
duties of sec-
retary of state.

form, and transmit a copy of such last mentioned statistics to the commissioner of patents.

Amendment,
number of
copies to be
printed.

SECTION 8. Section 999, chapter 45, of the revised statutes of 1878, is hereby further amended by adding thereto, next after section 999, a new section, to be designated as section 999a, and which shall read as follows: Section 999a. The secretary of state shall have ten thousand copies of said tabulated enumeration printed and bound, and shall deliver fifty copies thereof to each member of the legislature, one copy to each newspaper published in the state of Wisconsin, one copy to each county, town, city and village clerk, and shall deposit with the superintendent of public property one thousand copies for the use of the next legislature.

Amendment,
penalty for
refusing to an-
swer questions.

SECTION 9. Section 1000, chapter 45, of the revised statutes of 1878, is hereby amended so as to read as follows: Section 1000. Every person over twenty years of age, who shall refuse to answer truly, to the best of his ability, any question which may be lawfully put to him by the clerk authorized to take the census in the district in which such person resides, for the purpose of taking such census, or collecting the statistics, or enrolling the militia, or enumerating the ex-soldiers and sailors of such district, as required by this chapter as amended, shall forfeit twenty-five dollars.

Amendment,
penalty.

SECTION 10. Section 1001, chapter 45, of the revised statutes of 1878, is hereby amended so as to read as follows: Section 1001. Every county, town, city or village clerk, or assistant appointed, who shall have accepted such office or appointment, who shall neglect or refuse to perform the duties required of him in taking or returning the census, collecting or returning the statistics, enrolling or returning the militia, enumerating or returning the ex-soldiers or sailors, as directed in this chapter as amended, or who shall wilfully make any false certificate or return thereto, shall forfeit two hundred and fifty dollars.

Amendment,
in case records
are lost.

SECTION 11. Section 1002, chapter 45, of the revised statutes of 1878, is hereby amended so as to read as follows: Section 1002. Whenever it shall be found that the census, or collection of statistics, or the enrollment of the militia, or enumeration of the ex-soldiers or sailors, in any

county or district therein, has been improperly or insufficiently taken, or whenever the returns thereof shall be lost, or not made, or destroyed, the secretary of state may order a new enumeration, collection of statistics, enrollment of militia, and enumeration of those who served in the United States army or navy in the late war, or either, in such county or district.

SECTION 12. Section 1003, of chapter 45, of the revised statutes, is hereby amended so as to read as follows: Section 1003. The persons appointed and authorized by this chapter to take the census, collect the statistics, enroll the militia, and enumerate the ex-soldiers or sailors, shall be allowed the following compensation for their services in taking the same. Clerks of cities and villages, shall be paid at the rate of one dollar and fifty cents for every one hundred persons enumerated, and the same for every one hundred persons lawfully enrolled in the militia by them respectively, and the same for every one hundred persons enumerated who served in the United States army or navy during the late war. Town clerks, and assistants appointed by the county clerks shall be paid at the rate of three dollars for every one hundred persons enumerated by them respectively, and one dollar and fifty cents for every one hundred persons lawfully enrolled in the militia, and the same for every one hundred persons enumerated who served in the United States army or navy as aforesaid; and in all counties where the population does not exceed five thousand, according to the last census taken under the authority of the United States, said town clerks and assistants shall receive the sum of five dollars for every one hundred persons enumerated, and one dollar and fifty cents for every one hundred persons lawfully enrolled in the militia, and the same for every one hundred persons enumerated who served in the United States army or navy as aforesaid, by them respectively; and each county clerk shall be allowed for making a copy and return to the secretary of state, ten dollars, in case the schedule of the enumeration of the inhabitants returned by him shall contain one thousand persons or less; and three dollars for every one thousand, which the schedule of enumeration aforesaid returned shall contain exceeding that

Amendment,
compensation
allowed.

number, and one cent for each person enrolled in the militia, and the same for each ex-soldier and sailor enumerated in his county; and each clerk, assistant and county clerk, shall receive in addition twenty-five per centum of the amount of his compensation as above fixed, for the enumeration of the inhabitants, for his services in taking, collecting and returning the statistics, as required by this chapter; which shall be in full of all services required of him, under the provisions of this chapter. If any clerk or his assistant shall fail to make any of such returns on or before the first day of August, he shall forfeit five per centum of all his compensation for each day thereafter, to the time of his making such return. The accounts for taking the census, collecting the statistics, enrolling the militia and enumerating the ex-soldiers and sailors, as herein provided, shall be certified by the respective county clerks, which certificate shall show the date of each return, and the accounts so certified shall be audited by the secretary of state and paid out of the state treasury.

SECTION 13. This act shall take effect and be in force from and after its passage and publication.
Approved March 27, 1885.

[No. 624, A.]

[Published March 30, 1885.]

CHAPTER 162.

AN ACT to incorporate the city of Elroy.

(See Vol: 2.)

[No. 220, A.]

[Published April 1, 1885.]

CHAPTER 163.

AN ACT to amend the charter of the city of Black River Falls.

(See Vol. 2.)