

LOCAL AND PERSONAL ACTS  
OF THE  
LEGISLATURE  
OF THE  
STATE OF MICHIGAN,  
PASSED AT THE  
REGULAR SESSION OF 1871;  
AND  
AMENDMENTS TO THE CONSTITUTION.

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VOL. III.

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BY AUTHORITY.

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1871.

[ No. 493. ]

**AN ACT** to provide for the drainage and reclamation of swamp lands lying in the counties of Charlevoix and Antrim, by means of straightening, deepening, and removing obstructions in the channel of Pine river.

**SECTION 1.** *The People of the State of Michigan enact, That* <sup>Commissioner to be appointed.</sup> there shall be appointed by the Governor a commissioner, whose duty it shall be to superintend the improvements contemplated by this act, by straightening, deepening, and removing obstructions to the channel of Pine river.

**Sec. 2.** Said improvements shall be conducted under the <sup>Provisions of law for said im-</sup> provisions of act number one hundred and seventeen, of <sup>provements.</sup> session laws of eighteen hundred and fifty-nine, approved February twelfth, eighteen hundred and fifty-nine, and the acts amendatory thereto.

**Sec. 3.** To secure the improvements contemplated by this <sup>Swamp land appro-</sup> act there is hereby appropriated sixteen sections of swamp <sup>riated.</sup> lands, to be selected only from the counties of Charlevoix and Antrim aforesaid: *Provided,* That no liability is created <sup>Proviso.</sup> against the State.

Approved April 18, 1871.

[ No. 494. ]

**AN ACT** to establish a board of public works in and for the city of Detroit.

**SECTION 1.** *The People of the State of Michigan enact, That* <sup>Board of public works.</sup> there shall be constituted for the city of Detroit a board of public works, composed of four persons, who shall be freeholders and qualified electors of said city, taken in equal numbers from the two political parties represented in the common council. The first board shall consist of Henry H. <sup>First board.</sup> LeRoy, William Purcell, Decdatus C. Whitwood, and Julius

**Bonds to be given by.** Stoll, and all subsequent boards and members thereof shall be appointed by the common council of said city. The members of said board shall give bonds in the sum of fifty thousand dollars each, with sureties to be approved by the common council of the city of Detroit.

**First meeting and organization of board.** Sec. 2. The said board shall, within one week after this act shall take effect, meet in the office of the city clerk of said city and take the oath of office prescribed for other city officers, and shall proceed by lot to determine their term of office respectively, one to serve for the term of two years, one for the term of four years, one for the term of six years, and one for the term of eight years.

**Vacancies.** Sec. 3. All vacancies in said board, whether by expiration of term of service or otherwise, shall be filled by the common council of said city by the vote of a majority of all the aldermen elect, and whenever such vacancy is filled, the person so elected shall be of the same political party as his predecessor; and no person shall be eligible to hold a seat in said board who is not a freeholder in said city and a qualified elector. All vacancies in said board, except by expiration of term of appointment, shall be promptly reported by said board to the common council of said city, specifying the length of the unexpired term in which the vacancy has occurred.

**Name and style of board.** Sec. 4. These and their successors in office shall be known by the name and style of "The board of public works of the city of Detroit," and by that name shall have power to contract, sue and be sued, to purchase, hold, and convey such personal and real estate as may be necessary to the convenience and needs of said city, to have a common seal, to alter and change the same at pleasure, to make by-laws and rules, and do all legal acts, which may be necessary and proper to carry into effect the intent and objects of this act.

**Powers, duties, etc., vested in board.** Sec. 5. The said board of public works is hereby endowed with the powers, functions, duties, and responsibilities, and vested with the property, books, records, papers, and effects

which have heretofore been exercised and enjoyed by the board of water commissioners of said city of Detroit, the board of sewer commissioners, the commissioners of "grades" and "plans" of the city, and shall also have charge and control of the erection and construction of engine-houses, city hall, and all other public buildings (except school-houses), public sewers, drains, water-works, hydrants, pipes, and reservoirs in said city; and it is hereby made the duty of the said several boards of commissioners herein referred to, to transfer to the board of public works of the city of Detroit, created by this act, all the books, papers, maps, records, moneys, assets, and property belonging to the said boards of commissioners, respectively; and the said board shall also have charge and control of the streets, parks, and public grounds of said city, and may, by printed rules and orders, regulate the use of the same, and provide for planting ornamental trees therein: *Pro-Provido.* *vided,* That nothing herein shall be construed to authorize said board to devote any more of a public street to ornamental trees than such as is not required or used for road and sidewalk purposes.

Sec. 6. No bond or other evidence of indebtedness shall be issued by said board, and no liabilities incurred, except in the regular discharge of their duties, and which can be paid out of funds first provided by the common council of said city, or from the proceeds of the public property in charge of said board, or from the rates and assessments by this act authorized. It shall be legal for said board to issue and sell, in their own name, the bonds heretofore authorized to be sold by the said board of water commissioners: *Provided,* That the avails of *Proviso.* the same shall be applied only upon water repairs and improvements within said city.

Sec. 7. The said board shall elect one of its members president thereof. The members of said board shall devote their entire time to the duties devolving upon them by virtue of this act; and each member of said board shall receive a salary of *To elect, president.* *Salaries.*

twenty-five hundred dollars per annum, said salaries to be paid as the salaries of other city officers are paid.

Officers to  
be employed  
by board.

Sec. 8. The said board shall have power to employ superintendents, clerks, collectors, assessors, engineers, surveyors, a secretary, and such other persons as may be necessary to enable them to perform their duties under this act, and to specify the duties of such persons so employed, and to fix their compensation; and the salaries or compensation of such employes as may be employed in the building, repairing, or engineering of sewers or drains, shall be paid from the sewer fund created by the common council of the city of Detroit.

Water  
works.

Sec. 9. The said board shall have power to construct reservoirs, jets, and fire-hydrants at such localities in said city as they deem expedient and necessary, and to lay pipes in and through all the alleys and streets of said city; and also to construct in such localities as they may deem expedient, not exceeding one in each block, hydrants for public use, and to keep the same in repair; and also, with the consent of the common council of said city, to construct fountains in the public squares, or such other public grounds of said city as they may deem expedient.

Water-rates.

Sec. 10. The said board shall, from time to time, cause to be assessed the water-rates to be paid by the owner or occupant of each house or other building having or using water, upon such basis as they shall deem equitable; and such water-rate shall become a continuing lien, until paid, upon such house or other building, and upon the lot or lots upon which such house or other building is situated: *Provided always*, That the property shall not be held for more than one quarter's water-rent for water used by a tenant, unless upon the written consent of the owner of the property for the further continuance of a supply; and the owner of property liable for a tenant shall be entitled to notice within twenty (20) days from the expiration of the quarter, if such owner has a regular place of business in the city of Detroit, and if he has not, a notice

Proviso.

through the postoffice, addressed to his residence, if known, shall be sufficient; and if he has no known residence, then such notice shall be published for at least two successive days in two of the daily newspapers published in said city; and said owner shall have ten days' time from date of such notice to pay said arrearages without additional cost or percentage. For the extension hereafter of water-pipes or mains, or the construction of other necessary and permanent improvements in reservoirs, fixtures, or machinery, the said board shall report to the common council in the month of February in each year, the amount of money necessary to make such improvements, specifying the same in detail, and the comptroller shall place the amount in his annual estimate. Such estimates shall be definitely acted upon by the common council in time to have the appropriations allowed, placed upon the general or other proper assessment rolls of the city, to be collected as other city taxes; and when collected to be subject to the order of said board: *Provided*, That the amount to be levied or assessed for any one year shall not exceed twenty-five thousand dollars.

Extension and improvement of water works.

Provide.

Sec. 11. Said board shall have power to make and enforce all necessary by-laws, rules, and regulations not inconsistent with this act or the laws of the State, for the collection of said water-rates, either by the appointment of collectors to demand the same, requiring payment at the office, shutting off the water, or by suit at law before any court of competent jurisdiction, or by the sale of the lot or premises upon which such rates shall have become a lien: *Provided*, That such sale shall be conducted in the same manner, and shall have the same force, virtue, and effect, of sale of lots delinquent for city taxes: *And provided further*, That the attempt to collect said rates by any process above mentioned shall not in any way invalidate the lien upon said lot or premises.

Board to make regulations for the collection of water-rates, etc.

Provide.

Provide.

Sec. 12. The said board shall cause to be kept an accurate record of all its proceedings, together with a list of all assess-

Board to keep records

ments for water-rates, which shall be subject to inspection at all times, and shall give a receipt for water-rates, setting forth the amount paid, and when, the time paid for, the name of the street and number of lot or building where the water was used, and shall keep a record of such receipt.

Division of  
interests in-  
to depart-  
ments, etc.

To report  
to common  
council.

Estimates of  
expendi-  
tures to be  
submitted  
to electors.

Annual  
statement to  
embrace  
water sta-  
istics.

Sec. 13. It shall be the duty of said board to classify or divide the various works or interests under their control into departments, as far as may be, and keep an accurate account of the costs and income of each branch, showing the amounts expended for original improvements or construction, and the amounts for repairs, superintendence and other expenditures, exhibiting the source of expenditures and income; and it shall be the duty of the said board to make a report to the common council of said city annually, which shall embrace the said expenditures and revenues of the different branches or departments of works under their control, and the said report shall also embrace a statement of the condition, progress, and operations of the works, also a statement of the funds and securities of said board, and all debts due and owing to and from said board, together with estimates of expenditures and revenues for the ensuing year, specifying the objects of expenditures, the sums desired for each, and the reasons for the same. Such estimates of expenditures shall be definitely acted upon by the common council in time to have the appropriations allowed at the public meeting of the citizens of said city, specified in section two of chapter five, of the act to revise the charter of the city of Detroit, approved February fifth, eighteen hundred and fifty-seven, and placed upon the general or other proper assessment rolls of the city, to be collected as other city taxes. In the annual statement, the water takers shall be made into classes, showing the rate at which each class pays per year, and also the rate paid by breweries, machine shops, bakeries, and manufactories, so that it may be clearly understood what revenue each class yields to the city; and in the account of expenditures a full and explicit statement shall be made, giv-

ing the name and amount received by each individual when employed by the year, and when employed by the day the entire number of days for the year, and the gross amount paid therefor; and each report shall show the entire capital invested in each department, which statement shall be certified by the members of said board, and verified by the oath of the officers thereof, and [shall] be entered on record by the clerk of said city, and published in such manner as the common council may direct. The surveyor of said board shall do all surveying necessary in the construction of sewers, establishment of grades and streets, and other work of the board; and all necessary expenses connected with the construction of sewers, establishment of grades and streets, shall be paid out of the proper funds for such department. All hydrants and repairs of the same, together with the extension of water pipes and their repair, which are exclusively for the supply of water for the fire department, shall be paid from the appropriate fund.

Report to be recorded by city clerk and published.

Expenses to be paid from appropriate fund.

Sec. 14. Whenever the receipts of said board, from water-rates or other sources, shall accumulate so that there shall be a surplus amounting to a sum of not less than five hundred dollars, not needed for the payment of the current expenses or the repair of said works, it shall be the duty of the board, together with the controller of said city, who shall be associated with them for that purpose, to invest the same in stocks of the State of Michigan, city of Detroit, or the United States. Such investment shall be made in the name of said board, and in such manner as to make the same available for the payment of interest and principal of the bonds issued for the construction of said water-works, as soon as may be. It shall be the duty of said board to pay the interest on such bonds, and as fast as such surplus fund will permit, also the principal, as the bonds become due, as funds for such purposes shall from time to time accumulate. The said board may, when they have funds for that purpose, purchase the bonds so issued, whether the same become due or not; and in case the said

Investment of surplus funds.

Payment of bonds.

board shall, at any time, not have funds on hand sufficient to meet any of the said bonds at the time when they shall become due, they shall have the right to issue new bonds for such amount and on such time as they shall deem expedient, in the place of bonds so becoming due, as aforesaid; the said old bonds to be canceled in the registry thereof, and the said bonds to be recorded in the office of said board and of the city controller.

Removal of members of board from office.

Sec. 15. Any member of said board may at any time be removed by a vote of two-thirds of the members elected to the common council of said city for sufficient cause, and the proceedings in that behalf shall be entered in their journal:

Proviso.

*Provided*, That the said common council shall previously cause a copy of the charges prepared against such member sought to be removed, and notice of the time and place of hearing the same, to be served on him ten days at least previous to the time so assigned, and opportunity be given him to make his defense.

Authority to make surveys and agree on damages to property.

Sec. 16. The said board, and, under their direction, their agents, employes, and workmen, are hereby authorized to enter upon any land or water for the purpose of making surveys, and to agree with the owner of any property which may be required for the purposes of this act, as to the amount of compensation to be paid to said owner.

When agreement cannot be made.

Sec. 17. In case of disagreement between the board and the owner of any property which may be required for the said purposes, or affected by any operation connected therewith, as to the amount of compensation to be paid to such owner, or in case any such owner shall be an infant, a married woman, or insane, or absent from this State, proceedings shall be had thereon as is provided in the charter of the city of Detroit for opening of streets through improved or unimproved real estate, as near as may be.

Payment of damages.

Sec. 18. Whenever such report shall have been confirmed by the recorder of the city of Detroit, the said board shall pay

to the said owner, or to such person or persons as the court may direct, the sum mentioned in said report, in full compensation for the property so required, or for the damage sustained, as the case may be, and thereupon the said board shall become seized in fee of such property so required, and shall be discharged from all claim by reason of any such damage. And in case of the refusal, by any owner or owners, person or persons, to receive such sums awarded to them, for property required, or damages sustained, then the said board shall deposit with the city treasurer the sum so awarded, subject to the draft of said owner or owners, person or persons; and thereupon the said board shall become seized in fee of such property, so required, and shall be discharged from all claim by reason of any such damage; and said city treasurer shall keep strict account of all sums so deposited, and shall pay out the same on the drafts of the owner or owners, person or persons, to the credit of whom such moneys may have been deposited.

Deposit of damages in case of refusal of owner to accept.

Sec. 19. If any person shall willfully do, or cause to be done any act whereby any work, materials, or property whatsoever, selected or used within the city of Detroit, or elsewhere, by the said board or by any person acting under their authority, for the purpose of procuring or keeping a supply of water, shall, in any manner, be injured, or shall willfully pollute any water, shall be deemed guilty of misdemeanor, and upon conviction shall be punished by fine, not less than fifty nor more than five hundred dollars, or by imprisonment in the House of Correction not less than thirty days nor more than three years, or by a fine and imprisonment, at the discretion of the court.

Penalty for damages to water or water works.

Sec. 20. If any person shall, without the authority of said board, as delegated through any of their agents, perforate or bore, or cause to be perforated or bored, any distributing pipe, or main, or log, or sewer, belonging to the works of said city, or make or cause to be made any connection or communication whatever with the said pipes, logs, or sewers, or dig up any

Idem.

street, sidewalk, or public place, every person so offending shall, for each offense, be subject to a fine in a sum not exceeding fifty dollars and costs of prosecution, to be recovered in the recorder's court of said city or other court of competent jurisdiction.

Board may extend water-works without city

Sec. 21. The said board, in their discretion, shall have the power to extend the distributing pipes, mains, and sewers, to establish grades, and to construct reservoirs, hydrants, jets, and sewers, without the limits of the city, adjacent thereto, and to regulate, protect, and control such portions of said works without the bounds of said city, in and after the same manner that they regulate, protect, and control said works within said bounds.

Members of board not to be interested in contracts, etc.

Sec. 22. No member of said board shall be interested, either directly or indirectly, in any contract entered into by them, with any other person; nor shall they be interested, either directly or indirectly, in the purchase of any material to be used or applied in and about the uses and purposes contemplated by this act.

Real and personal property of other boards vested in this board.

Sec. 23. All lands, lots, docks, buildings, machinery, pipes, logs, hydrants, and all fixtures whatever, purchased, designated or used for the present water works or board of sewer commissioners, etc., of the said city of Detroit, are hereby vested in said board of public works, who shall have full power to regulate, protect, and control the same.

Plats, etc., to be approved by board.

Sec. 24. No plat or plan of any grounds hereafter laid out into streets and lots in the city of Detroit shall be recorded or be of any validity, unless it shall be approved by said board of public works.

Board to control parks, etc.

Sec. 25. Said board of public works shall have the entire supervision and control of the public parks in the city of Detroit, and all moneys appropriated by the common council of said city for the improvement and repairs of parks shall be expended by said board of public works.

Sec. 26. The said board of public works is hereby invested with full power to make and enforce such by-laws, rules, and regulations as may be necessary to carry into effect the object and intent of this act.

May make and enforce regulations.

Sec. 27. All moneys hereafter to be paid to any person or persons by said board of public works shall be certified by the president or acting president of the board to the secretary, who shall draw his warrant on the treasurer therefor, stating therein the fund to which it is chargeable, and the person to whom payable; and such warrant shall be countersigned by the president or, in his absence, by the acting president of the board of public works. The accounts of the board for all moneys received and paid out shall be examined by a committee appointed by the board on the first day (not a legal holiday) of July and January in each year, and a record kept of the same in the books of the board. The committee of ways and means of the common council shall have free access to the books and accounts of the board of public works at all times.

Moneys to be paid only on warrant.

Examination of accounts.

Books to be open to committee of common council.

Sec. 28. The board of public works created by this act shall be liable for and shall pay and discharge all the debts, obligations, contracts, and liabilities of the board of water commissioners of the city of Detroit, the board of sewer commissioners, and the commissioners of grades and plans of said city, and suits may be brought and prosecuted thereon against said board of public works in law or equity, to the same effect as they could be brought and prosecuted against said former boards respectively, if this act had not been passed.

Board liable for debts, contracts, etc., of former boards.

Sec. 29. All property, real, personal, or mixed, and rights of property in law and equity, and all debts, fines, penalties, forfeitures, rights, and causes of action, and all rights and powers not inconsistent with the provisions of this act, which belong, have inured, or may inure to the said several boards, as mentioned in section five, to wit: the board of water commissioners, the board of sewer commissioners, the commissioners of

All rights in law and equity of former boards vested in this board.

grades and plans of said city of Detroit, whose duties and powers are by this act conferred upon and vested in said board of public works, shall be and are hereby declared to be fully vested in said board of public works in the city of Detroit, to be held subject to the provisions of this act; and all suits at law or in equity now pending in behalf of or in the name of either of the former boards, may continue to be prosecuted in such name and in such behalf, and the same shall not be abated, discontinued, or dismissed by reason of anything in this act contained; but the proceeds and benefits thereof shall inure to the benefit of the board created by this act, and all proper charges and liabilities incurred by reason thereof shall be paid by the board created by this act.

Improvement of streets to be under supervision of board.

Sec. 30. The paving and grading of all streets, alleys, or public places, ordered by the common council, shall be done under the supervision of the board of public works, and upon contracts and under specifications to be prepared by such board, and all moneys appropriated by the common council for such purposes shall be expended by the said board, and drawn from the appropriate fund provided by the common council therefor; and it shall be the duty of the city treasurer to pay the draft of said board so drawn. In the erection of public buildings, and paving of streets, and construction of sewers, the board shall advertise for proposals to execute the work according to plan and specifications, and the board may contract with the lowest responsible bidder: *Provided*, It shall be at their option to reject all proposals made.

Letting of contracts, etc.

Construction of sewers.

Sec. 31. All main and lateral sewers shall be determined upon and ordered by the board of public works, subject to the approval of a majority of all the members elect of the common council of said city. The board shall report to the common council annually, at the first meeting in February, what main sewers are proposed to be built the ensuing year, with the estimated cost of each, and the controller shall place the amount in his annual estimate. Such estimates shall

be definitely acted upon by the common council in time to have the appropriations allowed, placed upon the general or other proper assessment rolls of the city, to be collected as other city taxes, and when collected, to be subject to the order of said board.

Sec. 32. The board of public works shall prepare, as soon as <sup>Plan for un-</sup> ~~may~~ be, a general plan of laying out into streets and alleys all <sup>platted por-</sup> ~~the un~~platted parts of the city of Detroit, and no private plan <sup>tions of city.</sup> shall be allowed or permitted which does not conform thereto; and no plat shall hereafter be recorded or be of any validity, unless before such record the approval of said board shall be duly endorsed thereon.

Sec. 33. The said board of public works shall propose, as <sup>Plans for</sup> ~~soon~~ as may be, a general plan of sewerage for the entire city <sup>sewerage.</sup> of Detroit, and after the approval of such plan by said board, all public, private, and lateral sewers shall conform to such plan.

Sec. 34. When the common council shall decide upon pav- <sup>Board to</sup> ~~ing any~~ street, alley, park, or public ground in said city of <sup>furnish esti-</sup> ~~Detroit,~~ they shall, before ordering such pavement, procure <sup>mates of</sup> from the said board of public works an estimate of the proba- <sup>paving, etc.</sup> ~~ble~~ cost of such paving in detail, showing what amount of the assessment will be a charge upon the city treasury, and how much upon private individuals upon the street or alley, and also a statement showing whether the gas and water pipes, pools, and sewers are laid and completed in said street or alley.

Sec. 35. The said board shall have power, and it shall be <sup>Permits for</sup> ~~their~~ duty, to grant permits for the use of the streets and side- <sup>use of side-</sup> ~~walks~~ walks for building purposes, and may authorize the laying <sup>walks, etc.,</sup> ~~down~~ down of gas-pipes, and regulate their removal or repair, under <sup>for building</sup> such regulations, rules, and restrictions as they may adopt. <sup>purposes.</sup>

Sec. 36. All buildings ordered to be built by the city of <sup>Board to let</sup> ~~Detroit,~~ all engine-houses or buildings ordered to be built by <sup>contracts for</sup> ~~the fire~~ commissioners of the city of Detroit, and all station- <sup>buildings,</sup> ~~houses~~ houses or buildings ordered to be built by the board of metro- <sup>etc., for city.</sup>

politan police of the city of Detroit, shall be built by and under the supervision of the board of public works; and the fire commissioners and metropolitan police commissioners above mentioned, shall respectively furnish the plans and specifications for said buildings, and place them with the board of public works. Said board of public works shall advertise for proposals for all buildings to be built by them, and shall let the contracts to the lowest responsible bidder.

City liable on contracts made by board.

Sec. 37. The city of Detroit shall alone be liable on all contracts made by the board of public works, in accordance with the law and ordinances of said city.

City treasurer of board.

Sec. 38. The city treasurer of the city of Detroit shall be the treasurer of the board of public works, and shall deposit the funds under the control of said board in the same place as he deposits the other city moneys in his hands, and shall credit to such board the interest he may receive upon such deposits.

Contravening acts repealed.

Sec. 39. All acts and parts of acts contravening the provisions of this act are hereby repealed.

Office of city surveyor abolished.

Sec. 40. The office of city surveyor of the city of Detroit is hereby abolished, and the duties of said office shall hereafter be performed by one of the surveyors appointed by the said board of public works in accordance with the provisions of this act. But this section shall not be in operation until the first day of January, eighteen hundred and seventy-two.

Acceptance of other office or nomination by members of board, a vacation of office.

Sec. 41. Any one of the said board of said public works, who shall, during his term of office, accept or hold any office, elected by the people, or who shall, during his term of office, be publicly nominated for any office elected by the people, and shall not, within ten days succeeding the same, publicly decline the said nomination, shall be, in either case, deemed thereby to have resigned his position and to have vacated his office.

Street cleaning and repairs.

Sec. 42. On and after the first day of January, in the year of our Lord one thousand eight hundred and seventy-two, the

board of public works shall have the entire charge and control of the street-cleaning, repairs of paving, and building of wooden crosswalks in the city of Detroit. They shall advertise in the month of January of each year, for proposals for cleaning the streets, repairing paved streets and crosswalks, and the building of wooden crosswalks for the term of one year. For this purpose they may receive proposals for the whole of the above mentioned work, or may receive proposals for doing the same by wards or districts, as they may determine; and they shall let the work to the lowest responsible bidder: *Provided*, That they may reject all the proposals made. The board of public works shall report to the common council of the city of Detroit, in the month of February of each year, an estimate of the sums required for street-cleaning, repairs of paved streets and crosswalks, and building of wooden crosswalks in each ward of the city of Detroit. Such estimates of expenditures shall be definitely acted upon by the common council in time to have the appropriations allowed and placed upon the proper assessment rolls of the city. The sum required for each ward shall be levied and assessed as the present ward road tax is assessed, in accordance with the charter and ordinances of the city of Detroit. The office of commissioner of highways in each ward of the city of Detroit, and street commissioner, is hereby abolished, and the duties of said office shall hereafter be performed by persons appointed by the said board of public works, in accordance with the provisions of this act, but this section shall not be operative until the first day of January, eighteen hundred and seventy-two.

*Proviso.*

*Estimates of expense of same to be made to council.*

*Same to be raised by tax.*

*Office of commissioner of highways abolished.*

Sec. 43. This act shall take effect on the first Monday in August, in the year of our Lord one thousand eight hundred and seventy-one.

Approved April 18, 1871.