

161.54 History: 1969 c. 463; Stats. 1969 s. 161.54.

161.60 History: 1969 c. 384; Stats. 1969 s. 161.60.

161.61 History: 1969 c. 384; Stats. 1969 s. 161.61.

161.62 History: 1969 c. 384; Stats. 1969 s. 161.62.

161.63 History: 1969 c. 384; Stats. 1969 s. 161.63.

161.64 History: 1969 c. 384; Stats. 1969 s. 161.64.

161.65 History: 1969 c. 384; Stats. 1969 s. 161.65.

CHAPTER 162.

Pure Drinking Water.

162.01 History: 1935 c. 434, 553; Stats. 1935 s. 162.01; 1953 c. 596; 1955 c. 221 s. 50; 1965 c. 614 s. 57 (1); 1969 c. 276 s. 588 (6).

162.02 History: 1935 c. 434, 553; Stats. 1935 s. 162.02; 1953 c. 596; 1965 c. 614 s. 57 (1); 1969 c. 276 s. 588 (6).

162.03 History: 1935 c. 434, 553; Stats. 1935 s. 162.03; 1953 c. 596; 1965 c. 614 s. 57 (1); 1969 c. 276 s. 603 (5); 1969 c. 336 s. 176.

Acts of the examiner who conducted the hearing, in examining witnesses on occasion and going into some collateral issues not, however, included in the findings of the state board of health and not affecting the result, and in counseling with the assistant attorney general appearing on behalf of the board, were not prejudicial to the defendant and did not result in a denial of due process. Because certain findings of the board, not supported by the evidence, may have influenced the board in fixing the period of suspension provided for in its order, the matter is returned to the board for further consideration. *Gray Well Drilling Co. v. State Board of Health*, 263 W 417, 58 NW (2d) 64.

In a proceeding by the board on its own motion to suspend or revoke a well-drilling permit, as provided by 162.03 (2), neither the statutes nor the rules of the board require that the complaint be verified. The lack of provision for the filing of a demurrer was not prejudicial to the defendant and did not result in a denial of due process, since the allegations of the demurrer which the defendant attempted to file were repeated in its answer and all of the issues raised thereby were considered and preserved in the record. *Gray Well Drilling Co. v. State Board of Health*, 263 W 417, 58 NW (2d) 64.

162.04 History: 1935 c. 434, 553; Stats. 1935 s. 162.04; 1949 c. 555; 1953 c. 596; 1957 c. 546; 1965 c. 614 s. 57 (1).

Some of the law applicable to well-drilling contracts is stated in *Borg v. Downing*, 221 W 463, 266 NW 182.

One who drills wells on his own land for the use of lessees is not so engaged in the well-drilling industry as to be subject to 162.04.

One who contracts to construct for compensation is not subject to this section, where he sublets actual performance of work to a registered well driller, providing the contractor has not advertised or held himself out as a well driller. 27 Atty. Gen. 218.

Licensed plumbers are not exempt from the provisions in regard to pump installers. 42 Atty. Gen. 309.

Where an unregistered foreign corporation assumes the obligation to drill a water supply well by contract procured from a municipality by low bid, and proposes to assign said contract to another registered well driller for a valuable consideration, said corporation has "engaged in the industry of well drilling" within the meaning of that term as used in 162.04 (4). Further, the foreign corporation "held itself out" as a well driller in violation of 162.06. Validity of the assignment is a question of law for the legal advisor of the municipality. The sole concern of the state board of health is that the person which actually does the work has complied with 162.04. 44 Atty. Gen. 279.

162.047 History: 1935 c. 434, 553; Stats. 1935 s. 162.04 (4); 1953 c. 596 s. 11; Stats. 1953 s. 162.04 (5); 1957 c. 546 s. 3; Stats. 1957 s. 162.047.

162.05 History: 1935 c. 434, 553; Stats. 1935 s. 162.05; 1953 c. 596; 1965 c. 614 s. 57 (1).

162.06 History: 1935 c. 434, 553; Stats. 1935 s. 162.06; 1953 c. 596.

See note to sec. 6, art. I, on cruel punishments, citing 26 Atty. Gen. 15.

CHAPTER 164.

Uniform Machine Gun Act.

Editor's Note: For foreign decisions construing the "Uniform Machine Gun Act" consult Uniform Laws, Annotated.

164.01 History: 1933 c. 76 s. 1; Stats. 1933 s. 164.01.

164.02 History: 1933 c. 76 s. 1; Stats. 1933 s. 164.02.

164.03 History: 1933 c. 76 s. 1; Stats. 1933 s. 164.03.

164.04 History: 1933 c. 76 s. 1; Stats. 1933 s. 164.04.

164.05 History: 1933 c. 76 s. 1; Stats. 1933 s. 164.05.

164.06 History: 1933 c. 76 s. 1; Stats. 1933 s. 164.06.

164.07 History: 1933 c. 76 s. 1; Stats. 1933 s. 164.07.

164.08 History: 1933 c. 76 s. 1; Stats. 1933 s. 164.08.

164.09 History: 1933 c. 76 s. 1; Stats. 1933 s. 164.09.

164.11 History: 1933 c. 76 s. 1; Stats. 1933 s. 164.11.

164.20 History: 1933 c. 359; Stats. 1933 s. 164.20.