

SECTION 9. All acts or parts of acts conflicting with the provisions of this act are hereby repealed.

SECTION 10. This act shall take effect and be in force from and after its passage and publication.

Approved April 18, 1895.

No. 111, S.]

[Published April 24, 1895.

CHAPTER 286.

AN ACT authorizing the common council of cities to change the number and boundaries of wards by ordinance.

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

Power to
change the
number and
boundaries of
wards by or-
dinance

SECTION 1. The common council of any city in the state of Wisconsin which shall have been incorporated under special charter and corresponding to the third and fourth classes as designated by law shall have power to change the number and boundaries of the wards in such city by ordinance adopted by a vote of at least three-fourths of all the members of the common council; provided, that such ordinance shall be introduced at a regular meeting of such common council and before final action is taken thereon the same shall be published at least once each week for four successive weeks in some newspaper printed and published in such city, if there be one, otherwise in some newspaper to be designated by the common council; and when the boundaries and number of wards are fixed by an ordinance under this section the number of wards in such city and boundaries thereof, or any of said wards, shall not again be changed for a period of three years, except by adding thereto such territory as may at any

time be added to the city limits; and provided further, that the territory of the wards shall be contiguous and compact, and that no new ward shall be created under the provisions of this act that shall contain less than one thousand inhabitants.

SECTION 2. Whenever any ward in any such city has been heretofore divided into two or more election precincts as provided by law, any such precinct, upon a petition of a majority of the qualified electors of any such precinct, at least forty per cent. of which such petitioners shall be freeholders in such precinct, and in case any ward containing a population of two thousand five hundred and upwards which such ward has not been divided into precincts upon a like petition; the number of which electors shall be determined by the number of votes cast in such precinct or ward at the last annual city election, or, if said ward has been divided into precincts since the last annual city election, the number of electors shall be determined by the last poll list of such ward, showing the electors residing in such precinct or ward executed as hereinafter provided, being filed with the city clerk of such city demanding that such precinct be constituted a ward, or that such ward be divided, it shall be the duty of such city clerk to immediately notify the mayor of such city of the receipt of such petition. Upon the receipt of such notice it shall be the duty of the mayor to cause a notice to be published in a newspaper of said city of the receipt of such petition and cause such petition to be laid before the common council of such city at the next regular meeting thereof, and thereupon it shall be the duty of such common council to proceed by ordinance to create such precinct into a ward or divide such ward into wards; provided, that such common council may, in its discretion, increase or diminish the boundaries of such precinct or such proposed new ward by a vote of at least three-fourths of all the members of such common council. In case such common council shall neglect or re-

On the division of wards into precincts, how effected.

fuse to proceed as in this section provided within thirty days after the meeting at which such petition shall have been laid before such council, any voter and freeholder of such precinct or ward may apply to the proper circuit court or the presiding judge thereof in vacation for a writ of mandamus addressed to the common council of such city, or by some other appropriate remedy to compel the creation of such precinct or territory into a ward of said city.

What the petition of the electors shall set forth.

SECTION 3. The petition of the qualified electors of any such precinct shall set forth that such precinct contains one thousand inhabitants or more, and in case such ward has not been divided into precincts, a particular description of the territory out of which it is proposed to create such new ward, and each elector signing such petition shall sign and acknowledge the same in the presence of a notary public or justice of the peace, who shall certify to such facts.

Regarding ward officers when ward is changed.

SECTION 4. Whenever the number of wards in any city shall be changed in the manner aforesaid, and a new ward or wards created, such new ward or wards shall have the same number of aldermen, supervisors and ward officers, and shall be in all respects subject to the provisions of the charter of said city. Any ward officer holding office, and who resided in any such territory at the time such territory shall be declared a ward, shall continue in office until his term expires and until his successor is elected and qualified and shall be an officer of the ward so constituted. The inspectors, election and ballot clerks appointed for any such precinct shall continue to act in their several capacities when said precinct is constituted a ward under this act until removed or their successors are appointed by the proper authorities.

Special election for new ward officers.

SECTION 5. In every case where new wards are created under the provisions of this act, it shall be deemed to create vacancies in the offices to which such ward is entitled under section 4 of this act, and it shall be the duty of

the common council forthwith to order a special election under the city charter to fill such vacancies and any other vacancies created by the operation of this act; provided, that if such ward is created within thirty days before any general or city election, such vacancy shall be filled at such election. The common council shall, in ordering such election, fix the expiration of the terms of office for which each officer to be voted for shall be elected.

SECTION 6. All acts and parts of acts and the provisions of any city charter that conflict with the provisions of this act are hereby repealed.

SECTION 7. This act shall take effect and be in force from and after its passage and publication.

Approved April 18, 1895.

No. 432, S.]

[Published April 27, 1895.

CHAPTER 287.

AN ACT to amend chapter 98, of the laws of 1881, entitled, An act to provide for a consolidation of joint school districts numbers two and five, of the city and town of Ripon, and to provide for the support and management of public schools therein.

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

SECTION 1. That section 9, of said chapter 98, of the laws of 1881, be and the same is hereby amended by striking out all that part of the fifth "purpose" thereof after the word "year" in the fifth line, and before the word "that" in the ninth line, so that said fifth purpose where so amended shall read as follows: Fifth. To pay the wages of teachers due after

In regard to
the levy of tax
for payment of
teachers'
wages.