

the rate of premium demanded with and without such clauses, riders or provisions. The commissioner of insurance, upon evidence furnished to him that any such insurance company has failed when requested to furnish any applicant for insurance, such separate rates, shall forthwith revoke the license of the said company, and all its agents to do business in this state.

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

Approved April 24, 1897.

No. 273, S.]

[Published April 30, 1897.

## CHAPTER 344.

AN ACT relating to the purchase and condemnation of toll roads.

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

SECTION 1. Any county in this state may acquire the title to so much of any toll road as shall lie within its limits, by purchase from the company, person or persons owning such toll road, or by condemnation proceedings in the manner hereinafter prescribed.

County may acquire title to toll road.

SECTION 2. If the county board of the county in which said toll road is located can agree upon terms of purchase of such road with the proper officers of the company, person or persons owning the same, then the title to such road shall be acquired by the county pursuant to the terms of such purchase. But if the county board can-

Transfer of title, how effected.

not agree with such officers, person or persons upon the terms of purchase of the road, then the county board may instruct the district attorney of the county to apply to the circuit court of the county in which the principal office of the company, person or persons owning the road may be located, to appoint three commissioners to determine the amount of compensation that shall be paid to said company, person or persons, by the county, for the road proposed to be taken, which shall include the damages by reason of such taking.

Appointment  
of commis-  
sioners;  
their duties.

**SECTION 3.** The said county board shall cause notice of such application for the appointment of commissioners to be made by serving copies thereof upon the president or secretary of the said company, person or persons, owning the said road, fifteen days prior to the time named in such application for the appointment of such commissioners. Upon due proof of the service of said notice, the court, at the time named for such appointment, or as soon thereafter as the parties can be heard, shall make an order appointing three disinterested freeholders who reside in said county, as commissioners, to ascertain and appraise the compensation to be made to the company, person or persons owning the road proposed to be taken. Such commissioners shall qualify by taking an oath to support the constitution of the United States and of the state of Wisconsin, and to fulfill the duties as commissioners to the best of their ability, and shall thereupon proceed in the manner and shall file their report as required by section 1311d and 1311e of Sanborn and Berryman's revised statutes, and an appeal from their award may be taken in like manner and with like effect as provided in section 1311f of Sanborn and Berryman's revised statutes, and the proceedings in general shall follow the procedure laid down in section 1311g, 1311h and 1311i; and bonds may be issued for the payment of such toll road in an amount not to exceed the

sum of twenty-five thousand dollars (\$25,000), which bonds shall be issued by a vote of two-thirds of all the members elect of said county board. The said board may, in its discretion, authorize and provide for the levy of a tax sufficient to pay the amount which said commissioners or said court shall ascertain and determine to be due to the owner of said toll road for the taking of the same.

SECTION 4. This act shall take effect and be in force from and after its passage and publication.

Approved April 24, 1897.

No. 409, S.]

[Published April 30, 1897.

## CHAPTER 345.

AN ACT to appropriate money for the purchase of revised statutes.

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

SECTION 1. There is hereby appropriated, out of any moneys in the treasury not otherwise appropriated, the sum of fifty-four dollars (\$54.00) to pay for copies of the revised statutes purchased by the superintendent of public property under and pursuant to the provisions of Joint Resolution No. 58, A.

Purchase of  
revised stat-  
utes.

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

Approved April 24, 1897.