

waters. A card shall be attached to the package or box in which the same shall be shipped and on which shall be written "SHIPPED UNDER SECTION 4560a—2m" and shall bear the signature of the licensee and the number of his license. Each such licensee may construct temporary fish ponds and keep his fish therein until they can be marketed.

6. The state conservation commission shall keep a complete record in its office of all licenses issued under this section, and all moneys received under the provisions of this section shall be paid to the state treasurer and become a part of the general fund.

7. Any person, firm or corporation violating any of the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction thereof be punished by a fine of not less than twenty-five dollars or more than fifty dollars, shall forfeit all fish taken from said waters and all nets and apparatus for taking same.

SECTION 2. This act shall take effect upon passage and publication.

Approved August 10, 1915.

No. 556, S.]

[Published August 13, 1915.

CHAPTER 533.

AN ACT to repeal subsection 10 of section 1317m—2, subsections 3 and 6 of section 1317m—4, subsection 1a of section 1317m—5, subsections 2 and 7 of section 1317m—6, subsection 1 of section 1317m—7, and section 1317m—8 of the statutes; to amend section 688 of the statutes, relating to county board committees, subsections 3, 4, 5 and 8 of section 1317m—2; to renumber subsections 11, 12 and 13 of section 1317m—2; to amend subsections 3 and 4 of section 1317m—3, and subdivisions (a) and (b) of subsection 1 of section 1317m—4; to renumber subsection 4; to renumber and amend subsection 5, and to renumber subsections 7, 8 and 9 of section 1317m—4; to amend subsection 1 of section 1317m—5; to create a new subsection of section 1317m—5 to be numbered 1a; to amend subsections 2, 3 and 6 of section 1317m—5; to create subsection 8 of section 1317m—5; to renumber and amend subsections 3, 4 and 5 of section 1317m—6; to create subsection 1 of section 1317m—7; to amend subsections 3, 4, 5, 7, 8, 9 and 10 of section 1317m—7; to repeal section 1317m—8; and to create a new section of the statutes to be numbered section 1317m—8, to create subsections 9, 10, 11,

12 and 13 of section 1317m—9, a new subsection of section 1317m—12 to be numbered 4, and a new subsection of section 1317m—13 to be numbered 5, of the statutes, relating to state aid for the improvement of highways and bridges and making an appropriation.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Subsection 10 of section 1317m—2, subsections 3 and 6 of section 1317m—4, subsection 1a of section 1317m—5, subsections 2 and 7 of section 1317m—6, subsection 1 of section 1317m—7, and section 1317m—8, of the statutes, are repealed.

SECTION 2. Section 668 and subsections 3, 4, 5, and 8 of section 1317m—2 are amended to read: Section 668. Any county board may, by resolution designating the purposes and prescribing the duties thereof and manner of reporting, authorize their chairman to appoint before the first day of November in any year a committee or committees from the members of the county board elect, and the committees so appointed shall perform the duties and report as prescribed in such resolution. The members of such committee shall receive such compensation for their services as the county board shall allow, not exceeding the per diem and mileage allowed to members of the county board, but no supervisor shall be allowed pay for committee service while the board is in session, nor for more than twenty days in any one year, *exclusive of committee services rendered under subsection 8 of section 1317m—5*, nor for mileage except in connection with such services performed within the time herein limited; provided, this shall not apply to committees appointed to have charge of the erection of any county buildings; provided, that in counties of less than * * * *twenty-five* thousand population * * * the members of such committees shall not receive compensation for their services for more than ten days and mileage during any one year for services on any one committee; however, in counties of * * * *twenty-five* thousand population and over, the members of such committees may receive compensation for their services, not exceeding thirty days and mileage during any one year.

(Section 1317m—2) 3. The commission shall, when requested, advise towns, villages, and counties with regard to the construction and maintenance of any road or bridge. * * *

4. The commission shall make suitable regulations for the adequate surveying, planning, construction * * * and inspecting of all roads and bridges constructed under sections 1317m—1 to 1317m—15, inclusive. These regulations must be

observed by the counties to make them eligible to receive state aid for highways.

5. The commission shall conduct such investigation and experiments, hold such public meetings, and attend or be represented at such meetings and conventions inside or outside of the state, as may in their judgment tend to the benefit of highway construction in the state. They may cooperate with the state or national organizations in experiments and work for the advancement of highway construction. If the commission shall deem it necessary and expedient for one of its members to attend and conduct or participate in any road school or other public meeting held in the state to discuss highway administration, construction or maintenance, it may deputize one of its appointive members to attend such meeting and shall fix his compensation at a sum not to exceed * * * *five* dollars per day, and all actual and necessary traveling expenses for each day he may so attend and conduct or participate in such meeting.

8. The commission shall review the system of prospective state highways selected by the county boards and may alter them so as to make the system of adjoining counties connect into continuous and direct routes, providing this is not done by the county boards of the respective counties. * * *

SECTION 3. Subsections 11, 12 and 13 of section 1317m—2 of the statutes are renumbered to be respectively subsections 10, 11 and 12 of said section.

SECTION 4. Subsections 3 and 4 of section 1317m—3, and subdivision (a) and (b) of subsection 1 of section 1317m—4 are amended to read: (Section 1317m—3) 3. The county board may adopt any part of the prospective system together with all bridges and culverts thereon as a state highway; provided (1) that such part has heretofore been improved with stone or gravel, * * * (2) that it is in good repair; and (3) that all bridges and culverts on such part are well constructed and in good repair.

4. The county board at its first regular session after the passage and publication of this act and at any regular meeting thereafter shall determine what percentage of the cost of improving the system of prospective state highways shall be borne by the county and what percentage by the towns in the county. The towns and county together shall pay not less than sixty-six and two-thirds per centum of the total cost of the improvement of roads and * * * bridges. The percentage of the total cost paid by the town shall in no case exceed that paid by the county.

(Section 1317m—4) 1. (a) The electors of any town or village * * * at any regular meeting or legally called special meeting, may vote, in addition to all other taxes, a special tax of not less than two hundred and fifty dollars for building bridges on a prospective state highway or a tax of not less than four hundred dollars for improving a portion of the system of prospective state highways, by grading, draining, surfacing, or in other manner approved by the state highway commission, provided that no tax of less than the minimum shall be voted for the grading, draining and surfacing of any one portion of the prospective state highway unless such portion shall completely connect portions of road already constructed with county or state aid. Such vote may be taken before, but the money raised shall be expended only after the portion of highway to be improved shall have been made a part of the county system of public highways.

(b) If there shall be in * * * any county no system of prospective state highways selected under section 1317m—3, any town may vote a tax, and the town board shall select a portion to be improved therewith after the system is selected by the county board. The total amount of such tax or taxes voted for any or all of these purposes in any town with an assessed valuation of six hundred thousand or less shall not exceed * * * two mills; in any town with an assessed valuation in excess of six hundred thousand but not in excess of one million dollars, not to exceed one and one-half mills; and in any town with an assessed valuation in excess of one million dollars, not to exceed one mill on the dollar of the assessed valuation of said town unless the minimum tax * * * required by section 1317m—4 shall require a * * * greater * * * amount; provided that by a three-fourths vote the limit may be raised in any town to * * * two times the maximum above prescribed for such town. Said special tax or taxes shall be collected in money and paid into the county treasury at the same time the town's share of the county taxes are paid, in case the petition of the town for the improvement of the road or bridge specified has been granted by the county board in accordance with subsection 2 or 3 of section 1317m—5.

SECTION 5. Subsection 4 of section 1317m—4 of the statutes is renumbered to be subsection 3 of said section.

SECTION 6. Subsection 5 of section 1317m—4 of the statutes is renumbered to be subsection 4 of said section, and is amended to read: (Section 1317m—4) * * * 4. Whenever it has been determined in accordance with subsections 1, or 3 * * * of this section that funds will be available, the town board shall

on or before the first day of the * * * *annual meeting of the county board*, through the county clerk, petition the county board to allot and appropriate the proper amount to cover the county's share of the improvement. Such petition shall state the location of the bridge or road to be improved, the character of the improvement desired, the subsections of this section under which the funds will be available, and the total sum which the town will have available for the work.

SECTION 7. Subsections 7, 8 and 9 of section 1317m—4 of the statutes are renumbered to be respectively subsections 5, 6 and 7 of said section.

SECTION 8. Subsection 1 of section 1317m—5 of the statutes is amended to read: (Section 1317m—5) 1. The county boards are given authority to construct or improve, or aid in constructing or improving any road or bridge within the county. * * * *In case the county board shall determine that any portion of the county system of prospective state highways shall be constructed by the county and state alone, the county shall contribute sixty per cent and the state forty per cent of the cost thereof.* The county shall be entitled to take its proper percentage of the cost of such work from the allotment to that county from the appropriation for state aid for highways, and may then apportion the remainder of the allotment as directed by subsections 2 and 3 of this section, for work petitioned for by the towns *under subsection 4 of section 1317m—4.* *In case improvements are authorized by the county board under this subsection, the location of such improvement shall be made by the county board by resolution, and no one improvement costing less than three thousand dollars shall be authorized by the county board unless the total sum available for improvement in the county would provide for less than ten separate improvements of three thousand dollars each, in which case, the money may be divided into not more than ten portions, provided that sums less than those specified above may be appropriated for bridge improvements and also if sufficient funds are provided to completely finish portions of the prospective state highway system remaining unimproved.*

SECTION 9. There is added to section 1317m—5 a new subsection to be numbered and to read: (Section 1317m—5) 1a. The county board may by resolution provide that a portion of the cost of any improvement provided for under subsection 1 of this section may be made, by subscription or donation, provided that any sums of money received from towns, villages, subscribers or donors shall be paid into the county treasury prior to the commencement of the improvement, and shall be used

either to extend the contemplated improvement or to reduce the amount paid toward the improvement by the county, as the county board by resolution may determine.

SECTION 10. Subsections 2, 3 and 6 of section 1317m—5 of the statutes are amended to read: (Section 1317m—5) 2. Upon receiving a petition in accordance with subsection 5 of section 1317m—4, the county board shall appropriate a sum to cover its share of the cost of constructing the improvements and cause such sum to be levied on all the taxable property in the county; provided that the amount allotted to the county from the appropriation for state aid for highways is sufficient to pay the state's share of the cost of all the improvements to be made under subsection 1 of this section and those petitioned for by all the towns in the county. *Provided that no county board shall be compelled to levy more than two thousand dollars in any one year for work in any one town or village, but in its discretion the board may do so.*

3. If the amount allotted to the county from the appropriation for state aid for highways is not sufficient to pay the state's share of all the improvements contemplated under this act, the county board shall, * * * subject to the provisions of subsection 1 of this section:

* * * levy an amount equal to the county's share of the improvements and allot to each town petitioning for aid the proportionate share of the said appropriation allotted to the county in the same ratio that its petitioned amount bears to the total amount petitioned for by all the towns. *Provided that the application of any town or village may be reduced to two thousand dollars before said allotment is made by the county board.*

* * *

6. The county board shall each year levy a tax of not over * * * two mills on the dollar on all taxable property in the county to maintain the county road and bridge fund. Such tax shall be in addition to all other highway taxes and shall be kept in a fund known as the county road and bridge fund, separate and distinct from the general funds of the county; and expenditures from it shall be made only for the purpose of constructing and maintaining highways and bridges in accordance with the provisions of this act and for the purpose of purchasing, operating or renting, and maintaining machinery, quarries, and gravel pits used in such construction and maintenance.

SECTION 11. There is added to section 1317m—5 of the statutes a new subsection to read: (Section 1317m—5) 8. (1) Each county board, at or before the annual meeting held next

after the passage and publication of this act and at each succeeding annual meeting thereafter, shall by ballot elect, or by resolution instruct the chairman of said board to appoint, a committee of not less than three or more than five persons, of which said chairman may be one, who shall hold their offices for one year and until their successors are elected and have qualified. Such committee shall be known as the county state road and bridge committee, referred to in sections 1317m—1 to 1317m—15, inclusive of the statutes, as the county committee. Vacancies on such committee shall be filled by the county board, if in session when the vacancy occurs; otherwise such vacancies shall be filled by the chairman of the county board. Persons appointed to fill vacancies shall hold only for the unexpired term. The members of such committee shall be reimbursed for their actual and necessary expenses incurred in the performance of their official duties and shall be paid the same per diem for time actually and necessarily spent in the performance of their duties as is paid to members of other county board committees, not, however, exceeding two hundred dollars for both per diem and expenses to any one member in any one year; provided that a lesser amount may be fixed as the maximum by any county board.

(2) The number of members on the county committee and the terms of such members, in counties having a population of two hundred thousand or more, shall be as fixed from time to time by the county board of such counties.

(3) The powers and duties of the county committee shall be as follows:

(a) To purchase and sell county road machinery as authorized by the county board.

(b) To determine whether each piece of state road and bridge construction in a county shall be let by contract, or whether it shall be done by day labor.

(c) To enter into such contracts, in the name of the county, and to make such arrangements as may be necessary for the proper prosecution of such construction and maintenance of highways and bridges as is provided for by the county board;

(d) To direct the expenditure of maintenance funds provided from automobile license fees, or by direct tax by the county board;

(e) To meet from time to time at the county seat to audit, together with the county clerk, all pay rolls, and material claims and vouchers resulting from the construction of state aid roads and bridges;

(f) To assist in the letting of and to approve the contracts for all county aid bridges costing over five hundred dollars;

(g) To perform such other duties as may be delegated to it by the county board;

(h) To perform all other duties not specifically set forth in this section, but which are imposed upon said committee by the statutes.

(4) The town chairman of each town in which state aid road or bridge construction is performed shall be ex officio a member of the county committee and shall act with such committee on all matters affecting such construction in his town, provided the town has voted a portion of the cost thereof.

Section 12. Subsections 3, 4, and 5 of section 1317m—6 of the statutes are renumbered to be subsections 2, 3 and 4 of said section, respectively, and subsection 3, paragraph (a) of subsection 4, and subsection 5 are amended to read: (Section 1317m—6) * * * 2 (a) Upon his first election, the county highway commissioner shall serve until the first Monday in January of the second year succeeding the year of his election. The county board shall fix his salary *upon such first election*, at not less than six hundred dollars per annum, make arrangements as to his bond, and delegate such powers and authority to him as shall enable him to carry out the provisions of sections 1317m—1 to 1317m—15, inclusive. of the statutes.

(b) If a county highway commissioner shall be reelected, he shall serve * * * *two years from the expiration of his previous term, unless sooner removed for cause* by a majority vote of all members of the county board, * * *. The salary of the county highway commissioner, *upon reelection*, shall be fixed *annually* by the county board at not less than * * * *six hundred dollars* in counties doing less than *fifteen thousand dollars* worth of work the succeeding year; at not less than * * * *nine hundred dollars* in counties doing between * * * *fifteen thousand dollars* and fifty thousand dollars worth of work the succeeding year, and at not less than twelve hundred dollars in counties doing more than fifty thousand dollars worth of work the succeeding year. The amount of work used as a basis for fixing the minimum salary shall be the amount of actual new construction contemplated the following year. * * *

(c) The board shall provide him with a suitable office and such assistants as are necessary for the proper performance of his duties. The salary and the necessary traveling expenses of the county highway commissioner and his assistants shall be paid

monthly out of the general fund of the county, after being audited and approved by the county committee.

(d) The term of each county highway commissioner heretofore reelected under the provisions of this subsection shall terminate upon the expiration of two years from the day upon which the term for which he was reelected commenced.

(e) Vacancies in the office of county highway commissioner shall be filled by the county board if in session, or by appointment by the county committee of the county board if the board is not in session. The term of a person appointed by the county committee shall commence with his appointment and terminate the first Monday in the January succeeding his appointment. The term of a person elected by the county board to fill a vacancy shall commence at his election and shall terminate the first Monday in January of the second year succeeding his election. His salary shall be as fixed by the county board or county committee at the time of his election or appointment.

* * * 3. (a) The county highway commissioner shall have charge, under the direction of the * * * county committee, of the construction of all highways built with state or county aid, and of the maintenance of all state highways. * * * In case he shall deem it desirable to acquire the right to take stone, or gravel, clay or other material from private land for use in the execution of his duties, or acquire the right of access to or from said lands, he is empowered to take title to such right to the county for highway purposes and pay, or contract to pay therefor, out of the public funds provided for improvement of highways in his county.

* * * 4. The county highway commissioner shall have charge of all county road machinery and tools, and shall be responsible to the county board for * * * their proper maintenance, repair, and storage, and shall in his annual report make a complete inventory of the same, which inventory shall show the date of purchase, the location and condition of such machinery and tools, and the cost and present value thereof.

SECTION 13. Subsections 6, 8 and 9 of section 1317m—6 of the statutes are renumbered to be respectively subsections 5, 6 and 7 of said section.

SECTION 14. There is added to section 1317m—7 of the statutes a new subsection to be numbered and to read: (Section 1317m—7) 1. The county highway commissioner shall perform all the duties required of him by the county board, as well as all duties that may be required of him by the county committee, and shall do or cause to be done all necessary engineering

and examination of roads and bridges designated by the board or its committee for establishment, construction, maintenance or improvement. He may cause any portion of said roads to be relocated when in his judgment, and in the judgment of the county committee, the best interests of the county require such relocation. He shall establish such grades, make such surveys and maps, or cause the same to be made, as he shall deem proper, examine and report as to the condition of roads, bridges and culverts, and make estimates of the cost of improvement of any road or bridge, or the cost of any relocation of any such road or bridge, or part thereof, when required, as well as when he shall deem such procedure reasonably necessary. On request of the county board or county committee, any engineering work specified above may be performed by the Wisconsin highway commission and may be charged at cost to the county. Any moneys paid into the state treasury by any county in payment for engineering work performed by the Wisconsin highway commission shall be credited to and added to the appropriation made for the support of said commission in section 172—36, and is hereby appropriated to and made available for the use of said commission in performing such engineering work. All bridges constructed under sections 1317m—1 to 1317m—15, inclusive, of the statutes shall be built according to the plans and specifications of the state highway commission. Plans and specifications for all roads shall be approved by the state highway commission before work is commenced.

SECTION 15. Subsections 3, 4, 5, 7, 8, 9 and 10 of section 1317m—7 of the statutes are amended to read: (Section 1317m—7) 3. (a) All highways and bridges for which state aid is granted shall be constructed and improved by contract unless the county * * * committee and the state highway commission shall agree that some other method is more advisable. The manner of advertising for proposals, the forms of proposals, contract, and bond shall be uniform as fixed by the state highway commission. All contracts shall be between the county board and the contractor, and no contract shall be awarded without the written approval of the state highway commission and the county committee.

(b) *The county highway commissioner shall keep a ledger account with each town, showing in detail the amount appropriated for each separate piece of construction in each town and the amounts expended and on hand, and shall report to the county board from time to time the state of such account as required by the board or the county committee. He shall make a complete*

verified report on the first day of November in each year to be laid before the county board, unless the county board shall extend the time for making such report.

(c) All payments from the county road and bridge fund for materials and supplies and on contracts shall be made by the treasurer of the county on the written dated order of the county highway commissioner, which order shall contain a statement showing the purpose of the disbursement, the date when the obligation was incurred, and the particular town and piece of road or bridge construction on account of which such payment is to be made, as well as all of the items for which said order was issued. Said order shall be signed by the county highway commissioner and said voucher shall not be detached from said order. Said order shall not be paid by the county treasurer until said voucher is signed by the person or firm named in said order. The form of said order shall be as prescribed by the county committee. No such order upon the county road and bridge fund, except as otherwise provided for in the statutes shall be drawn or issued by the county highway commissioner until the county board shall have first granted the petition of a town.

(d) In case the county highway commissioner shall construct the highway or bridge under his own supervision, payments for the labor and teams employed shall be made by the county treasurer on presentation of itemized pay rolls, certified to by the foreman and county highway commissioner and all the time slips covered by such pay rolls shall be attached to such pay rolls and filed therewith.

(e) Any county which has adopted a definite statutory manner of making all payments from the county treasury, with which the provisions of this subsection conflict, may make payments from the county road and bridge fund in the manner established for making other disbursements in such county.

4. If for any reason it is inadvisable to let a contract for the construction of any highway or bridge for which state aid is granted, the county committee * * * may, with the approval of the state highway commission direct the county highway commissioner to construct the highway or bridge under his own supervision. * * *

5. All work done during the construction or improving of any highway or bridge for which state aid is granted, shall be properly inspected to the satisfaction of the state highway commission. Such inspection may be made by the county highway commissioner or by an inspector employed by * * * him as the county committee may determine.

7. When construction or improvement of any highway or bridge for which state aid has been granted is begun under contract, the county treasurer shall make payments to the contractor in the manner provided in the contract and specifications, * * * *and as specified in subsection 3 of this section.* If such highway or bridge is improved without letting a contract, the money shall be paid * * * in the manner provided in subsection 3 of this section.

8. Upon the completion of a highway or bridge for which state aid has been granted the same shall be inspected by * * * the state highway commission. If the construction be completed as provided for in the plans and specifications, the state highway commission shall cause the town clerk and the county highway commissioner to be notified in writing, and the road or bridge shall be deemed to have been accepted and final payment may be made. * * * The term state highway as used in sections 1317m—1 to 1317m—15, inclusive, shall be construed to mean only such * * * highways * * * *as have been so accepted, together with the permanently improved bridges and culverts thereon, and those adopted by the county board according to subsection 3 of section 1317m—3.*

9. All state highways *heretofore or hereafter constructed under the provisions of sections 1317m—1 to 1317m—15, inclusive, of the statutes,* shall be maintained at the expense of the county in which they lie, and the county board shall make adequate provision therefor, *provided, that all incorporated villages shall adequately maintain all state highways within their corporate limits.* * * *

10. After final payment is made according to subsection 8 of this section, any sums remaining in the county treasurer's hands belonging to the state or to the town and not required to be spent for the payment of the state's and town's proper share of the cost of construction, shall be placed together with the county's balance available for the work to the credit of the town, and shall be used to increase the fund available for the next piece of construction in the town. * * * *No orders shall be drawn on the county road and bridge fund for any amount in excess of the amount available for any particular piece of construction, without written authority from the county board or the county committee.*

SECTION 16. There is added to the statutes a new section to be numbered and to read: Section 1317m—8. 1. All sums appropriated for state highway aid shall be used to assist towns and counties in the construction of roads and bridges on the county systems of prospective state highways. The state shall

pay not more than one-third of the cost of road and bridge improvements constructed under the provisions of sections 1317m—1 to 1317m—15, inclusive, of the statutes, provided that the state shall pay not more than forty per cent of the cost of road and bridge improvements authorized by county boards in accordance with the provisions of subsection 1 of section 1317m—5.

2. The state highway commission shall ascertain from the records of the state tax commission the proportion that the valuation of each county, as equalized by said tax commission, bears to the total equalized stated valuation, and shall allot to each county from any sum made available for state highway aid, the same percentage of said highway aid that its valuation bears to the total state valuation.

3. On or before the first day of November of each year, the state highway commission shall notify the county clerk of each county of the amount which the county will be entitled to receive from the appropriation for state aid for highways for the ensuing year.

4. The state highway aid available for each county shall be allotted by its county board either to county and state work, or to town and village construction, or to both, in accordance with the provisions of subsections 2 and 3 of section 1317m—5.

5. In case the application filed with the county board in accordance with the provisions of subsection 4 of section 1317m—4, plus the appropriations made by the county board for county and state work under the provisions of subsection 1 of section 1317m—5, shall not require the full amount of state highway aid allotted to the county, any balance of said aid uncalled for shall remain to the credit of the county until the first day of the July following its allotment. All of said balance or any portion of it shall be held to the credit of such county until paid over to the county treasurer in accordance with the provisions of subsection 6 of section 1317m—7, provided the county clerk shall, previous to the July first above named, notify the state highway commission that the county board has appropriated a sufficient sum under the provisions of subsection 1 of section 1317m—5 to call for said balance or any portion of it. Appropriations made from January first to July first by any county board may be made available out of the general fund of the county or may be borrowed, subject in either case to repayment when the following year's taxes are collected, in which cases the contemplated improvement may be made the same year; or in case the levy is voted, but the county's share of the cost

is not made available until the county tax is collected the following year, the improvement may be deferred and the state's share shall be held to the credit of the county until the improvement is one-half completed.

6. Any portion of the state highway aid allotted to a county and not demanded by improvements authorized before July first of the year succeeding the allotment, shall revert to the state treasury, and is hereby appropriated for distribution in the next allotment, including the sums reverted under this section, shall not exceed the sum appropriated by subsection 1 of section 172—36 of the statutes, for state aid.

SECTION 17. There is added to section 1317m—9, of the statutes, five new subsections, to read: (Section 1317m—9) 9. Whenever the surface, guard rail, or ditch of any state highway, or any culvert or bridge thereon, shall require immediate repair to insure its proper maintenance or the safety of public travel, the town chairman of the town in which the highway lies may make or cause to be made such repairs as shall be immediately necessary and advisable, and may expend out of the town funds a sum not exceeding five dollars for any one repair, and not exceeding twenty dollars on any one mile of road in any one year. Upon presentation of properly authenticated vouchers at the annual meeting of the county board, the board shall cause to be paid to the town the actual and necessary cost of such repairs, provided the itemized voucher for the same has been approved by the county highway commissioner, and the work performed shall be certified by him to be a correct and proper charge against the county. The provisions of section 692 of the statutes shall not apply to work performed by a town chairman under the provisions of this subsection.

10. (a) It shall be illegal to throw or deposit, or to cause to be thrown or deposited upon the surface or in the ditches of any state highway any weeds, sod, brush, glass, or other waste or rubbish, or for a person other than a county officer to draw, paint, print, or paste upon any culvert, bridge, or guard rail on any state highway any advertisement, device or poster.

(b) Any person who shall violate the provisions of this section shall forfeit not less than five dollars, nor more than twenty-five dollars, as the court having jurisdiction of the matter shall adjudge, and shall pay the costs of prosecution; such forfeiture to be paid by the justice of such court into the county road and bridge fund. Any justice of the peace of the town where any such violation shall occur, shall have jurisdiction of the action to enforce judgment of the forfeiture.

11. No franchise or permit shall hereafter be granted on or over any highway or bridge which has been or shall hereafter be constructed under the provisions of sections 1317m—1 to 1317m—15, inclusive, unless the franchise or permit granted by the officials of the unit or units of government in which such highway or bridge shall lie shall have been first approved as to their terms and sufficiency by the county board of the county in which such road or bridge shall lie.

12. The county board of any county may cause suitable and appropriate guideboards to be erected on and along the system of prospective state highways in such county. Such guideboards shall be erected in general accordance with the provisions of section 1227 of the statutes, and the cost of the erection of such guideboards and of their suitable repair, may be paid out of the county road and bridge fund, or other fund of the county, as may be determined by such county board.

13. Any county board may by resolution provide that any section corner, or quarter section corner, lying within the limits of any highway heretofore or hereafter constructed in whole or in part with county funds may be replaced with a suitable permanent monument or marker, with proper reference points if deemed advisable; and the expense of surveying necessary to so replace such markers, and their erection and maintenance, may be paid out of the county road and bridge fund, or other county fund, as may be determined by such county board.

SECTION 18. There is added to section 1317m—12, of the statutes, a new subsection to read: (Section 1317m—12) 4. A county which has issued or shall issue bonds under subsection 1 of this section, if its board shall so determine, may issue supplementary bonds to the amount of state aid which the state highway commission shall estimate, in writing filed with the county clerk, such county may receive under subsection 3 of such section, in which case all provisions of subsection 2 of such section and also of subsection 3, as to use of proceeds, shall apply to such supplementary bonds. Provided that such bonds shall be so made payable that the estimated state aid aforesaid, so far as the same will go for that purpose, will be available to pay the principal of such bonds as the same fall due.

SECTION 19. There is added to section 1317m—13 of the statutes, a new subsection to read: (Section 1317m—13) 5. A town which has or shall issue bonds under the foregoing, if its electors at any meeting, general or special, shall so determine, may issue supplementary town bonds to the amount of state aid which the state highway commission may, in writing, filed with

the town clerk, estimate may be awarded for the benefit of the town under subsection 4 of this section, and in such case all provisions of subdivisions 2 and 3 of such section shall apply and be complied with as in case of the original bond issue, and the state aid on account of which such supplementary bonds shall be obtained by the county treasurer as soon as practicable and be applied with the proceeds of any required tax levy, in payment of the principal of and interest on such bonds, as the same fall due; provided such bonds shall be so made payable that the proceeds of such tax levy and such state aid will be so available, and the treasurer shall so apply the same, but no part of the state aid shall be applied on such interest.

SECTION 20. The provisions of this act shall not affect the proportions of the cost of work to be paid by towns, villages, counties and the state during the calendar year 1915. Construction provided for in 1914 in cities having a population of less than five thousand shall be carried out and paid for in the manner originally contemplated.

SECTION 21. The powers and duties conferred in this act upon the county state road and bridge committee shall until such committee is elected or appointed in each county, be exercised by the committee of the county board customarily dealing with matters affecting state aid road and bridge construction in such county.

SECTION 22. This act shall take effect upon passage and publication.

Approved August 10, 1915.

No. 560, S.]

[Published August 13, 1915.

CHAPTER 534.

AN ACT to appropriate to the commissioners appointed pursuant to chapter 419 of the laws of 1903, a sum of money therein named for maintaining, strengthening, repairing, adding to and supervising the system of levees on the Wisconsin river in the counties of Columbia and Sauk, in the vicinity of Portage.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. For the purpose of maintaining, repairing, strengthening, adding to and supervising the system of levees on the Wisconsin river in the counties of Columbia and Sauk, in the vicinity of Portage, commenced under chapter 5, laws of the special session of the legislature for the year 1912, there is annu-