

or jail sentence or both, may make and enter an order prohibiting such person from driving any motor vehicle of any kind for a period of not more than one year from the date of the making of the order.

SECTION 3. This act shall take effect upon passage and publication.

Approved June 27, 1925.

No. 532, S.]

[Published July 2, 1925.

CHAPTER 431.

AN ACT to create section 40.85 of the statutes, relating to detachment of territory from common school districts maintaining a high school.

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

SECTION 1. A new section is added to the statutes to read: 40.85 (1) Whenever a common school district maintaining a high school consists of territory both within and without the corporate limits of any city or village having a population of five hundred or more, the territory lying outside such limits which is used for agricultural purposes may be detached as hereinafter provided; but this section shall not apply to any district which includes within its limits more than one city or village, or a city and a village, or which maintains common or graded schools outside of the city or village limits.

(2) An application shall be filed with the school board signed by at least three-fourths of the electors and by the owners of more than one-half of the taxable property by assessed value of the territory which is petitioned to be detached.

(3) Said application may be on one sheet or separate sheets, shall describe the territory to be detached by map, survey or any other way which will reasonably show what territory is intended. No error in such description shall invalidate the application if it can be ascertained therefrom what territory was intended.

(4) Said application shall be accompanied by affidavit proof of three electors and freeholders from such territory that the

necessary number of electors and owners of properties have joined in such application as required by subsection (2).

(5) Said application shall be filed with the clerk of the school board of the district from which the territory is to be detached, who shall within twenty days from the date of such filing call a joint meeting of the school board and of the board of the town or towns in which is located the territory to be detached. Notice of meeting shall be given to each member of said board or boards personally at least two days before the same giving the place, hour and date of meeting and stating generally the purposes of such meeting. At such joint meeting the following business shall be transacted and concluded:

(a) The school board shall make and enter an order detaching the territory as requested in the application filed.

(b) The town board or boards shall make and enter an order creating a new school district of such detached territory and the clerk of such town or towns shall call a meeting of the electors thereof for the election of a school board and the transaction of other necessary business. At such meeting the electors may transact any business provided for in section 40.09. Notice of such meeting shall designate the time and place thereof and be posted in at least six public places in such territory, at least ten days before the meeting. The notice shall recite that the purpose thereof is to elect a school board and to transact any business that might be transacted at an annual district meeting.

(c) Within ten days after the election provided for in paragraph (b) the newly elected school board and the school board of the former district shall meet as an apportionment board to determine the adjustment of the assets and liabilities of the newly created district in the manner provided in section 63.03.

(6) Failure of the school board to enter the order of detachment as required in subsection (4) may be appealed from by any five or more of the applicants to the county superintendent of schools in any county in which such territory or any part thereof is located. Such appeal shall be made within sixty days after the filing of the application with the clerk. Said superintendent shall forthwith make and enter the order provided for in subsection (4) if he finds that the application is signed as required in subsection (1).

(7) If application is filed within thirty days of the close of any school year or during vacation but more than thirty days before the opening of any school year, the order shall be effective from and after thirty days from the date of filing of the order. If application be made during any school year the order shall be effective at the end of such school year.

(8) The electors residing on any unplatted lands used for agricultural purposes lying within the limits of any city or village constituting a part of such common school district may have such lands made a part of the new district by joining in the application of the electors of the outlying territory.

SECTION 2. It is intended that the provisions of section 40.85 are separable and that the holding of any provision thereof unconstitutional shall not affect the remainder thereof.

SECTION 3. This act shall take effect upon passage and publication.

Approved June 27, 1925.

No. 53, S.]

[Published July 2, 1925.

CHAPTER 432.

AN ACT to repeal and recreate section 354.42 (4607e) of the statutes, relating to the use of substitutes for butter in public institutions, and providing a penalty.

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

SECTION 1. Section 352.42 (4607e) of the statutes is repealed.

SECTION 2. A new section is added to the statutes to be numbered and to read: 352.42 (1) No state, county, municipal or other institution supported in whole or in part by public funds, shall furnish to its inmates or patrons or use in the preparation of their food, any oleomargarine or other similar substitute for butter which is made by combining with milk or milk fats any fat oil, oleaginous substance other than milk fat.

(2) Every officer or employe of any institution supported in whole or in part by public funds who shall knowingly be a party to any violation of this section and every person who shall knowingly sell or offer for sale to any such institution, its officers or agents, any oleomargarine or other similar substitute for butter,