

(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.

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 Section 352.42 (4607e) of the statutes is repealed.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

shall for each offense be punished by a fine of not to exceed one hundred dollars, or by imprisonment in the county jail for not to exceed thirty days, or by both such fine and imprisonment.

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

Approved June 27, 1925.

No. 336, A.]

[Published July 3, 1925.

### CHAPTER 433.

AN ACT to create section 40.445 of the statutes, relating to the establishment of "County Free High Schools."

*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 be numbered and to read: 40.445 (1) The county board of any county having a population of not more than twelve thousand may establish a free high school in such county to be known as the "County Free High School," provided, that property within existing high school districts, however organized, or which may hereafter be organized, within the county, shall not be subject to any tax for the construction of the schoolhouse or the operation of any said county free high school; and further provided that any town, city or village within said county, except the town, city or village in which said county free high school may be located, may, by a vote of the electors of any annual spring election, withdraw from the county free high school district provided herein, and upon such withdrawal said town, city or village shall not be subject to any tax or charge on account of said county free high school; and provided further that any town, city or village that is not subject to a tax for said county free high school shall be subject to the payment of tuition for children attending said county free high school, as provided for in section 40.53, and the provisions of said section shall be applicable to said county free high school, and all of the county except as above provided shall be a part of said county free high school district and constitute a county free high school district, and the said high school shall be free to all pupils resident in said district. Upon receiving written notice of the action of the