

No. 321, S.]

[Published September 5, 1929.]

CHAPTER 455.

AN ACT to amend section 61.51 of the statutes, relating to the auditing of accounts against villages.

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

SECTION 1. Section 61.51 of the statutes is amended to read: 61.51 No account or demand against the village shall be paid until it has been audited and allowed and an order drawn on the treasurer therefor. Every such account shall be made out in items and verified by affidavit indorsed or annexed that the same is just and correct and no part thereof paid. After auditing, *which, at the option of the board, may be done by the village manager or such other officer as may be designated,* the board shall cause to be indorsed by the clerk, over his hand on each account, the words "allowed" or "disallowed," as the fact is, adding the amount allowed, if any, and specifying the items or parts of items disallowed, if disallowed in part only. The minutes of the proceedings of the board shall show to whom and for what purpose every such account was allowed and the amount. Every such account or demand allowed in whole or in part shall, with the affidavit thereto, be filed by the clerk, and those of each year consecutively numbered, and have indorsed the number of the order on the treasurer issued in payment, and the clerk shall take a receipt thereon for such order.

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

Approved September 3, 1929.

No. 448, S.]

[Published September 5, 1929.]

CHAPTER 456.

AN ACT to create section 203.215 of the statutes, relating to the liability of fire insurance companies where there are two or more policies on the same risk.

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: 203.215 Whenever a condition is included in any fire insurance

policy issued in this state that unless provided by agreement in writing added thereto the insuring company shall not be liable for loss or damage occurring while the insured shall have any other contract of insurance, whether valid or not, on property covered in whole or in part by such policy; such other or additional insurance, whether with or without knowledge of the insuring company, shall nevertheless not operate to relieve the insuring company from liability for loss or damage occurring while the insured shall have such other contract of insurance, whether valid or not. Subject to all other items and conditions of its policy, each insuring company shall be liable for its proportionate share of any such loss or damage, but in no event shall the insured be entitled to recover from any or all of such insuring companies a sum greater than his actual loss or damage.

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

Approved September 3, 1929.

No. 483, S.]

[Published September 5, 1929.

CHAPTER 457.

AN ACT to amend subsection (1) of section 1.055 of the statutes, relating to the establishment of national forests in Wisconsin. *The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:*

SECTION 1. Subsection (1) of section 1.055 of the statutes is amended to read: (1.055) (1) Consent of the state of Wisconsin is hereby given to the acquisition by the United States by purchase, gift, lease or condemnation, with adequate compensation therefor, of such areas of land not exceeding * * * one million acres as the United States may deem necessary for the establishment of national forests in the state, in accordance with the act of congress approved June 7, 1924, and the commissioners of public lands are hereby authorized to sell and convey for a fair consideration to the United States any state lands included within such areas; provided, that the state of Wisconsin shall retain concurrent jurisdiction with the United States in and over such areas so far that civil process, in all cases, and such criminal process as may issue under the authority of the state of Wis-