

a petition can be made to the county judge of the county within which said landmark is located requesting him to appoint a surveyor to act in the capacity of the county surveyor. The county judge, upon receipt of this petition, may appoint a qualified surveyor to act in the capacity of the county surveyor in doing this work.

(4) The cost of the work of perpetuating the evidence of any landmark under the scope of this act shall be borne by the party or parties deciding to have such work done.

(5) Any person or persons who shall remove or destroy or make inaccessible any landmark, monument of survey, corner post of government survey, survey made by the county surveyor or survey of public record without first complying with this act shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not to exceed two hundred fifty dollars or by imprisonment in the county jail for a period of not more than one year.

(6) It shall be the duty of every forest ranger, forest patrolman, conservation warden, and every other officer of the department of conservation to enforce the provisions of this section.

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

Approved May 5, 1933.

No. 246, S.]

[Published May 8, 1933.

CHAPTER 105.

AN ACT to amend sections 85.65 and 85.66 of the statutes, relating to loads on motor vehicles.

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

SECTION 1. Sections 85.65 and 85.66 of the statutes are amended to read: 85.65 No motor vehicle, *trailer or semitrailer* shall carry any load extending beyond the line of fender on the left side of such vehicle nor extending more than six inches beyond the line of fender on the right side thereof. In the case of trucks the fender line shall be considered as the rear fenders, flare boards or floor of body.

85.66 Whenever the load of any vehicle shall extend more than four feet beyond the rear of the bed or body thereof there shall

be displayed at the end of such load in such position as to be clearly visible at all times from the rear of such load, a red flag not less than twelve inches in length and width *during the daytime. From one-half hour after sunset until one-half hour before sunrise the rear of such load shall be marked with a red light plainly visible three hundred feet from the rear of the vehicle. This provision shall not apply to vehicles loaded with loose hay or straw.*

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

Approved May 5, 1933.

No. 122, A.]

[Published May 8, 1933.

CHAPTER 106.

AN ACT to amend subsection (1) of section 81.01, sections 81.04 and 81.16 and subsection (1) of section 86.01 of the statutes, relating to construction and repair of town highways.

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

SECTION 1. Subsection (1) of section 81.01, sections 81.04 and 81.16 and subsection (1) of section 86.01 of the statutes are amended to read: (81.01) (1) To appoint in writing *if it deems advisable* a superintendent of highways to supervise, under the direction of the board, the construction and repair of said highways and bridges and fix the compensation and the amount of the bond of such superintendent. *Where no superintendent of highways is appointed, it shall be the duty of the town board to perform all the duties that are prescribed by law for the superintendent of highways to perform.*

81.04 All payments for work performed and materials furnished on town highways and payable out of town funds shall be by order drawn upon the town treasurer and signed by the town clerk and countersigned by the town chairman, but *in a town where there is a superintendent of highways* no order shall be drawn until the claim therefor has been certified by the superintendent of highways to be correct and due and has been entered in the books of the superintendent, showing the date, amount and nature of the claim.

81.16 If any such bridge, sluiceway or road, at the time of the occurrence of such damage, shall have been insufficient or out of