

any action or proceeding, civil or criminal, nor shall any practicing attorney become surety on any bond or recognizance for any sheriff, constable, clerk of court or justice of peace.”

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved March 29, 1895.

No. 168, S.]

[Published April 10, 1895.

## CHAPTER 151.

AN ACT to protect persons, associations and unions of workingmen in their labels, trade-marks and forms of advertising, and to repeal chapter 104, of the laws of 1893, relating to the same matter.

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

Unlawful to counterfeit a label or trade mark.

SECTION 1. Whenever any person, or any association, or union of workingmen, has heretofore adopted or used, or shall hereafter adopt or knowingly use any label, trade-mark, term, design, device or form of advertisement, for the purpose of designating, making known, or distinguishing any goods, wares, merchandise or other product of labor, as having been made, manufactured, produced, prepared, packed or put on sale by such person or association, or union of workingmen, or by a member or members of such association or union, it shall be unlawful to counterfeit or imitate such label, trade-mark, term, design, device or form of advertisement, or to use, sell, offer for sale, or in any way utter or circulate, any counterfeit or imitation of any such label, trade-mark, term, design, device or form of advertisement.

SECTION 2. Whoever counterfeits or imitates any such label, trade-mark, term, design, device or form of advertisement; or sells, offers for sale or in any way utters or circulates any counterfeit or imitation of any such label, trade-mark, term, design, device or form of advertisement; or knowingly uses any such counterfeit or imitation; or knowingly sells or disposes of, or keeps or has in his possession with intent that the same shall be sold or disposed of, any goods, wares, merchandise or other product of labor to which any such counterfeit or imitation is attached or affixed, or on which any such counterfeit or imitation is printed, painted, stamped or impressed; or knowingly sells or disposes of any goods, wares, merchandise or other product of labor contained in any box, case, can, or package, to which, or on which, any such counterfeit or imitation is attached, affixed, printed, painted, stamped or impressed; or keeps or has in his possession with the intent that the same shall be sold or disposed of, any goods, wares, merchandise or other product of labor in any box, case, can or package, to which, or on which, any such counterfeit or imitation is attached, affixed, printed, painted, stamped or impressed, shall be punished by a fine of not less than ten dollars, nor more than one hundred dollars, or by imprisonment for not less than ten days nor more than six months, or by both such fine and imprisonment.

Penalty for counterfeiting or imitating trade marks, labels, etc.

SECTION 3. Every such person, association or union that has heretofore adopted, or used, or shall hereafter adopt or use a label, trade-mark, term, design, device or form of advertisement as provided in section 1, of this act, may file the same for record in the office of the secretary of state by leaving two copies, counterparts or fac-similes thereof, with said secretary and by filing therewith a sworn statement specifying the name or names of the person, association or union on whose behalf such label, trade-mark, term, design, device or form

Trade marks and labels, may be filed in secretary of state's office.

of advertisement shall be filed, the class of merchandise and a separate description of the goods to which it has been or is intended to be appropriated; stating that the party so filing or on whose behalf such label, trade-mark, term, design, device or form of advertisement shall be filed, has the right to the use of the same, and that no other person, firm, association, union or corporation has the right to such use, either in the identical form or in any such near resemblance thereto as may be calculated to deceive, and that the fac-simile copies or counterparts filed therewith are true and correct. There shall be paid for such filing and recording a fee of one dollar. Any person who shall for himself or on behalf of any other person, association or union procure the filing of any label, trade-mark, term, design, device or form of advertisement in the office of the secretary of state under the provision of this act, by making any false or fraudulent representations or declarations, verbally or in writing, or by any fraudulent means, shall be liable to pay any damages sustained in consequence of any such filing, to be recovered by or on behalf of the party injured thereby in any court having jurisdiction, and shall be punished by a fine not exceeding two hundred dollars; or by imprisonment not exceeding one year, or both such fine and imprisonment. Said secretary shall deliver to such person, association or union so filing or causing to be filed any such label, trade-mark, term, design, device or form of advertisement, so many duly attested certificates of the recording of the same as such person, association or union may apply for, for each of which certificates said secretary shall recover a fee of one dollar. Any such certificate of record shall in all suits and prosecutions under this act be sufficient proof of the adoption of such label, trade-mark, term, design, device or form of advertisement. Said secretary of state shall not record for any person, union or association, any label, trade-mark, term, design, device or form of advertisement that would

Fees for filing.

Duties of secretary of state in regard to recording labels

reasonably be mistaken for any label, trademark, term, design, device or form of advertisement theretofore filed by or on behalf of any other person, union or association.

SECTION 4. Chapter 104, of the laws of 1893, entitled, "An act to protect associations and unions of workingmen in their labels, trademarks and forms of advertising," is hereby repealed.

SECTION 5. This act shall take effect and be in force from and after its passage and publication.

Approved April 9, 1895.

No. 223, S.]

[Published April 11, 1895.

## CHAPTER 152.

AN ACT to amend chapter 50, of the revised statutes of Wisconsin, relating to the redemption of lands sold for taxes.

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

SECTION 1. Chapter 50, of the revised statutes of the state of Wisconsin is hereby amended by adding to said chapter a new section to be known as 1210j, which shall read as follows: Section 1210j. In all cases where action is now pending or shall hereafter be commenced for the setting aside of any sale of lands or for the cancellation of any tax certificate or for enjoining or restraining the issuing of a tax deed thereupon, upon the grounds that the lands so sold or described in such tax certificate were not liable to taxation, or where the taxes on such sale were paid prior to such sale, or where such lands have been redeemed according to law, the owner of, or any person interested in the land covered by the lien of said

How to redeem certain lands sold for taxes where action is now pending.