

No. 345, S.]

[Published March 21, 1905.]

CHAPTER 21.

AN ACT to add to the statutes of 1898, certain sections relating to the organization of new towns.

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

SECTION 1. There are hereby added to the statutes of 1898, sections to be numbered 775a, 775b, 775c, 775d, and 775e, said sections to read as follows:

When new town may be organized. **SECTION 775a.** Any contiguous territory situated within a county and containing at least a government township and being part of any town or towns, which territory has at least fifty resident electors and an assessed valuation of at least one hundred thousand dollars according to the last preceding assessment, may be organized into a town upon compliance with the following three sections.

Petition for organization; court to grant order for hearing. **SECTION 775b.** A petition signed by a majority of the resident electors and a majority of the resident freeholders and homesteaders of the territory proposed to be so organized shall be presented to the circuit court of the county in which such territory is located; such petition shall accurately describe such territory, naming the town or towns of which it is a part; shall contain the names of the resident electors; the assessed valuation of such territory, and the proposed name of the new town and shall be verified by at least three signers. The court shall then at a general or special term make an order fixing the time and place for the hearing of said petition, and direct that a copy of such petition and order be served on the clerk of the town or towns of which such territory is a part at least fifteen days before the hearing and that notice of the hearing be published once a week for three weeks in a newspaper designated as most likely to give notice to the people of the territory proposed to be so organized.

Hearing, how conducted. **SECTION 775c.** Any elector or taxpayer of such territory may appear at the hearing of such petition and the matter shall be tried as an issue of fact by the court. No formal answer to the petition need be filed. The

court may adjourn the hearing from time to time and refer any question of fact.

Order creating town, when granted; what to contain. SECTION 775d. The court shall file findings of fact at the close of such hearing and if it shall appear that the facts set forth in the petition are true and all the requirements of the three preceding sections have been complied with, in its discretion, shall enter an order creating such territory into a town, naming the same, and providing for the place of holding the first annual meeting: provided, that the remaining territory in any existing town shall not be less than a government township.

Apportionment of credits and indebtedness. SECTION 775e. The credits and indebtedness as between the towns so created and the town or towns of which it was formerly a part shall be apportioned according to the provision of section 672.

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

Approved March 20, 1905.

No. 2, A.]

[Published March 21, 1905.

CHAPTER 22.

AN ACT to detach a certain portion from the town of Holway, Taylor county, and to create the town of Maplehurst.

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

Town of Maplehurst created. SECTION 1. All that tract of country known and described as town number 30 north, of range number two (2) west, heretofore constituting a part of the town of Holway, lying and being in the county of Taylor, state of Wisconsin, is hereby detached from said town of Holway and constituted a separate town to be called the town of Maplehurst.