

No. 749, A.]

[Published June 7, 1907.]

**CHAPTER 174.**

AN ACT to amend section 925—189, statutes of 1898, relating to the conclusiveness of the certificates issued to a contractor for work on public improvement and payment of the same.

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

SECTION 1. Section 925—189, statutes of 1898, is amended to read:

\* \* \* \* \*

Approved June 6, 1907.

(In effect July 1, 1907.)

No. 865, A.]

[Published June 7, 1907.]

**CHAPTER 175.**

AN ACT to authorize Mathias Wagner, his associates, heirs and assigns, to construct and maintain piers and booms in Oconto river, in Oconto county, Wisconsin.

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

**Place and purpose of piers and booms.** SECTION 1. Mathias Wagner, his associates, heirs and assigns, are hereby authorized to construct and maintain piers and booms in the Oconto river for the purpose of holding logs, bolts, ties, posts and timber in the said river on the following described lands: Government lot number four, section number twelve, township number twenty-nine, range seventeen east, in Oconto county, until the same can be sawed into lumber or manufactured into building material, at the saw mill situated upon the above described premises.

form of such report, nor of said notice shall affect its validity if it fairly contains the information required to be conveyed thereby. At the time specified for hearing objections to said report, said board shall hear all parties interested who may appear for that purpose, reduce to writing all objections that may be made and all evidence that may be offered to sustain the same, and may review, modify and correct said report as they deem just; and thereupon a complete and final report shall be made and filed by said board with the city clerk together with all objections and evidence taken before them to sustain the same and proof of publication of said notice and *an affidavit of the posting thereof as above specified, which affidavit shall be received in all cases as presumptive evidence of the facts therein stated.* No irregularity in the form of said report or manner of conducting the proceedings by said board, or in the proof of publication or in the affidavit of posting shall affect the legality of said report, *unless it shall appear that the owners of the property affected by the proceedings were clearly misled by such irregularity and have not had an opportunity to be heard.* At such hearing any member of the board may administer oaths as may be necessary in conducting it.

(Ch. 152, 1907.)

**Contractors' public improvement certificates: November 1st—15th for filing.** SECTION 925—189. 1. After the expiration of nine months from the date of said certificate the same shall be conclusive evidence of the legality of all proceedings up to and inclusive of the issue thereof, and it may be transferred by indorsement;

2. \* \* \* This shall not affect any appeal from the report of the board of public works as confirmed by the council.

3. If said certificates are not paid before the \* \* \* *first day of November of the year in which they are issued* the same may on or before the *fifteenth day of November of said year* be filed with the comptroller in cities of the first class and with the city clerk in all other cities, and when so filed the comptroller's statement of special assessments to be placed in the next tax roll shall include an amount sufficient to pay said certificates, with interest thereon at the legal rate from the date of such certificates, to the time when the city treasurer is required to make return of delinquent taxes, and thereafter the same proceedings shall be had as in case of other taxes, except that all moneys collected by the city treasurer and all moneys collected by the

county treasurer on account of such taxes, and all the tax certificates issued to the county on the sale of the property for such tax, if the same is returned delinquent, shall be delivered to the owner of the same on demand.

(Ch. 174, 1907.)

**Street sidewalks to be laid by abutters.** SECTION 925—  
204. 1. It shall be the duty of the owner of every lot or parcel of land abutting upon \* \* \* any \* \* \* street, or \* \* \* streets \* \* \* to lay at his own expense such \* \* \* sidewalk \* \* \* as shall be ordered by the city council.

**Or replaced upon ten days' notice.** 2. And whenever the board of public works or officers performing the duties of such board shall have declared any sidewalk or part thereof unsafe, defective or insufficient, and required the same to be removed or replaced with a new sidewalk, it shall be the duty of the owner of every lot or parcel of land abutting upon that portion of the street or streets upon which said sidewalk ordered to be removed is situated, \* \* \* at his own expense within \* \* \* ten days after the service upon such owner or upon his agent or in case such owner or his agent cannot be found within the city in which said lot or parcel of land is situated, within ten days after the publication in the official paper of such city, of a copy of a written order or resolution adopted by the board of public works or officers performing the duties of such board requiring such removal, to lay such \* \* \* sidewalk in place thereof, \* \* \* all according to the requirements of said order or resolution.

(Ch. 674, 1907.)

**If abutter neglects, city to lay or replace.** SECTION 925—  
205. 1. Whenever the owner of any lot or parcel of land so abutting upon any \* \* \* street or streets \* \* \* shall neglect to lay such \* \* \* sidewalk \* \* \* it shall be the duty of the board of public works or officers performing the duties of such board to cause such \* \* \* sidewalk to be laid in front of such lot or parcel of land; and whenever the owner of any lot or parcel of land abutting upon that portion of any street or streets upon which any sidewalk ordered to be removed is situated, shall neglect for twenty \* \* \* days after the service upon such owner or upon his agent or in case