

No. 872, A.]

[Published June 15, 1907.]

CHAPTER 221.

AN ACT to amend section 925—214, statutes of 1898, relating to advertisement, bids and contracts for sewers.

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

SECTION 1. Section 925—214, statutes of 1898, is amended to read:

* * * * *

Approved June 14, 1907.

(In effect July 1, 1907.)

No. 589, S.]

[Published June 17, 1907.]

CHAPTER 222.

AN ACT to amend section 4 of chapter 29, laws of 1901, relating to registers of probate in certain county courts.

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

Third assistant, authority for; duty and salary. SECTION 1. Section 4 of chapter 29, laws of 1901, is amended to read: Section 4. The county judge may appoint a first assistant register of probate, a second assistant register of probate, and a third assistant register of probate of said county court, whenever the business may require it. Such assistant registers shall take a like oath and give a like bond as required of said register of probate, and shall hold their office during the pleasure of the county judge. In the absence of the register of probate from his office, the first assistant register, and in the absence of both the register and the first assistant register, the second assistant register, and in the absence of the register, the first assistant register and the second assistant register, the third

*such owner or his agent cannot be found within the city in which such 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, directing such removal and rebuilding, to lay in place of such sidewalk declared unsafe, defective or insufficient such * * * sidewalk * * * according to the requirements of the order or resolution * * * of such board of public works or officers performing the duties of such board. It shall be the duty of * * * such board of public works or officers performing the duties of such board to remove such defective, unsafe or deficient sidewalk and to replace the same with such * * * sidewalk in accordance with the requirements of said order or resolution. * * **

Construction by contract. 2. Such * * * sidewalk in all cases shall be * * * constructed by contract. * * *

Repair in part. 3. And in all cases where the sidewalk shall be out of repair should * * * any portion thereof be in such condition that the board of public works or officers performing the duties of such board do not deem it necessary to order the removal of the whole thereof, it shall be the duty of the board of public works or officers performing the duties of such board to repair or cause the same to be repaired.

Expense taxed against abutter. 4. The board of public works or officers performing the duties of such board shall keep an accurate account of the expenses of laying and repairing sidewalks in front of each lot or parcel of land whether the work be done by contract or otherwise, and to report the same to the comptroller who shall annually prepare a statement of the expense so incurred in front of each lot or parcel of land and report the same to the city clerk, and the amount therein charged to each lot or parcel of land shall be by such clerk entered in the tax roll as a special tax against said lot or parcel of land, and the same shall be collected in all respects like other city taxes upon real estate.

(Ch. 674, 1907.)

Sewers: if no proper bids, construction by city. SECTION 925—214. After the council shall have ordered the construction of any sewer the board of public works shall advertise

for and receive bids to do the work so ordered, having first procured to be carefully prepared and put on file in the office of the board, for the examination and guidance of bidders, plans and specifications describing the work to be done and the kinds and qualities of materials to be used, as directed by the council, and shall let the contract to the lowest responsible and reliable bidder; provided, however, that the board shall have the right to reject all bids and readvertise for proposals if they believe none of the bidders are responsible or that any agreement has been entered into between bidders to prevent competition; and provided, further, that the contract shall not be binding till approved by the council and countersigned by the comptroller. *When no proper bids shall be received for any such work the council, by a two-thirds vote of all its members, may direct that such work be done under the supervision of such officer or officers as it shall designate.*

(Ch. 221, 1907.)

Cities: expense of lateral pipes and drains annually entered as special tax. SECTION 925—223. Whenever the council shall order the paving or repaving of any street in which water, gas mains and sewers or either of them shall have been previously laid or constructed, they may also by resolution require water and gas service pipes and house drains to be first laid in such street, at the cost of the property fronting thereon, from the main sewer, water and gas mains in such street to the curb line on either side thereof. at such intervals as the council shall direct, along the whole length of such paved street, except at street and alley crossings, and notice shall thereupon be given to the owners or occupants of the property adjoining such street, by publication thereof for six days in the official paper, requiring them to do such work opposite their respective lots according to plans and specifications to be before prepared and filed in the office of the board of public works, city clerk or city surveyor, as the council shall prescribe, showing the location and size and the kind and quality of material of such lateral sewers or drains and water and gas service pipes; and if such owners or occupants shall refuse or neglect to do the same before the paving or repaving of said street so ordered and within ten days after publication of such notice, the board of public works or the officer or officers discharging the duties thereof may procure the same to be done. * * *

Such board of public works or the officer or officers discharging the duties thereof shall keep an accurate account of the ex-