

No. 393, S.]

[Published June 22, 1907

**CHAPTER 290.**

AN ACT to amend section 607 of the statutes relating to condemnation of lands.

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

SECTION 1. Section 607 of the statutes is amended to read:

\* \* \* \* \*

Approved June 20, 1907.

(In effect July 1, 1907.)

No. 294, S.]

[Published June 22, 1907.

**CHAPTER 291.**

AN ACT to create sections 1778a—1 to 1778a—2, inclusive, of the statutes, relating to stringing electric wires over the tracks of a railroad company.

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

SECTION 1. There are added to the statutes two new sections to read:

\* \* \* \* \*

Approved June 20, 1907.

(In effect July 1, 1907.)

**Claims against estates.** 3. *In case of the decease of any such insane person leaving estate, such board or trustees or chairman or district attorney of the county furnishing such support or maintenance may, as a creditor, have administration proceedings brought in the proper county court, and, upon the granting of administration, and within the usual time, may present to the administrator and file as a claim and have allowed proper charges for the support and maintenance of such patient as herein indicated.*

**Property exempt; amount collectable.** 4. The judge or court may, in his or its discretion refuse to render judgment for the claimant ( \* \* \* ) in any case where a parent, wife or child is dependent on such property or estate for future support, and that the amount to be paid, when ordered by such county judge or court, shall be a reasonable compensation for such support and maintenance, but in no case to exceed the sum of three dollars per week.

**Appeals.** 5. And any party to any proceeding under this section may appeal to the circuit court from any order or determination of the county judge or court in such proceeding in the manner and according to the provisions of section 4931.

**Husband's support of wife.** 6. The husband when of sufficient ability, shall be liable for the support of an insane wife when committed to a state or county hospital or asylum for the insane and the provisions of this section and chapter shall be applicable for the collection of the costs of such support.

(Ch. 624, 1907.)

**Condemnation of lands: board of control or regents may discontinue proceedings.** SECTION 607. 1. The commissioners shall at the time fixed in said notice proceed to view and examine said lands and estimate and determine the value thereof; and they or a majority of them shall make a report of their valuation to the circuit court of said county in writing under their hands and file the same with the clerk within ten days after their appraisal.

2. Either party may appeal to the circuit court from such report and valuation within thirty days after the filing thereof with the clerk as aforesaid by filing in the clerk's office a written notice of appeal.

3. In case no appeal shall be taken from the report and valuation of said commissioners a judgment may be entered thereon by said circuit court.

4. Such appeal shall be considered an action pending in said court, in which the land-owner shall be plaintiff and the state defendant; and all the proceedings in such action shall be taken in the manner provided in sections 1849, 1850 and 1855, chapter 87 so far as applicable.

5. The title to all lands so taken, upon payment of the compensation finally awarded, shall vest in the state in fee simple.

6. *In case the board so instituting condemnation proceedings shall not deem it for the best interest of the institution for which said real estate is desired to take the same at the price fixed by said commissioners, or by a jury upon appeal from the award of said commissioners, said board may within thirty days after the filing of the award of said commissioners, or within thirty days after assessment of damages by said jury, discontinue such proceedings upon such terms as to the court shall seem equitable and just.*

(Ch. 290, 1907.)

**National guard: U. S. army laws, rules and regulations adopted.** SECTION 633m. The organization, armanent, and discipline of the Wisconsin national guard, shall be the same as that which is now, or may hereafter be prescribed for the regular and volunteer armies of the United States; and the governor may by order perfect such organization, armanent and discipline, at any time, so as to comply with the laws, rules and regulations that may be prescribed for the regular and volunteer armies of the United States.

(Ch. 167, 1907.)

**University cadet majors brevetted upon examination.** SECTION 636a. The \* \* \* *students* of the University of Wisconsin who shall have completed four years of military drill and instruction, *and who shall have been commissioned by the university to the rank of major or higher and who shall have served as* \* \* \* *such* for the term of one year, shall be eligible to appointments as brevet second lieutenants in the \* \* \* *Wisconsin national guard* without pay or remuneration \* \* \* subject to assignment to duty with the Wisconsin national guard, at the discretion of the governor,