

statement of all receipts and disbursements of said board during the preceding year.

SECTION 6. All acts and parts of acts conflicting herewith are hereby repealed.

Approved April 23, 1907.
(In effect July 1, 1907.)

No. 255, A.]

[Published April 25, 1907.

CHAPTER 55.

AN ACT to amend section 819, statutes of 1898, as amended, relating to town boards.

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

SECTION 1. Section 819, statutes of 1898, as amended by chapter 302, laws of 1901, as amended by chapter 306, laws of 1905, is amended to read:

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

Approved April 23, 1907.

No. 283, A.]

[Published April 25, 1907.

CHAPTER 56.

AN ACT to authorize the city of Elkhorn to sell land used as a cemetery, and to remove bodies buried in said cemetery and monuments therefrom.

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

Authority to sell cemetery. SECTION 1. The city of Elkhorn may sell and convey, at private or public sale, the

of such town shall be ex-officio treasurer of said commission, and all moneys appropriated for or collected by such commissioners, their officers, agents or employes shall be paid over to the town treasurer, and he shall give receipts therefor which shall be filed with the secretary of the commission. Said money shall be known and designated as the "Water and Light Fund" and shall be kept separate and apart from all other town funds. Said money shall be drawn from the treasury of such town by an order upon the treasurer, signed by the president of the commission, and attested by the secretary.

Reports, monthly and annual, on finances and property.

9. The commission shall on or before the fifteenth day of each month file with the town clerk a report showing the amount of money collected for rentals and from all other sources during the previous month and the amount of money disbursed, giving an itemized account showing to whom disbursed and for what purpose, and the amount of labor performed and materials purchased during the previous month. The commission shall make and file with the town clerk an annual report on the Tuesday next preceding the annual town meeting, which report shall show all moneys collected and received and an itemized statement of all moneys disbursed during the preceding year. The report shall also contain a statement of all materials purchased and all labor performed in the management, operation and maintenance of the water and lighting plants and shall include an inventory of all property under its control and management together with material and supplies on hand, and shall make such recommendations as the commission shall deem proper for the betterment of such plant.

(Ch. 268, 1907.)

Towns may adopt city park laws. [SECTION] 776n. Upon a majority vote at any town meeting in favor thereof, the powers granted to cities of the third and fourth class by subsection 29 of section 925—52 and by sections 926—17, 926—19 and 926—20 shall be extended to towns and may be exercised by the town board.

(Ch. 585, 1907.)

Town boards empowered to sue. SECTION 819. The supervisors of each town shall constitute a board, to be designated the "town board of," and any two

shall constitute a quorum except when otherwise provided; they shall have charge of all the affairs of the town not by law committed to other officers; they shall draw orders on the treasurer for the disbursement of money to pay the town expenses and for all other purposes except for the support of schools; they shall have charge of all actions in which the town is a party; see that all penalties and forfeiture for the benefit of the town, all breaches of official bonds to the damage of the town and all injuries to the property of the town are prosecuted for, and the damages and penalties and forfeitures collected and paid to the treasurer; *and they are hereby authorized to make demand for payment to the town treasurer for any damages, penalties, forfeitures or moneys due hereunder to the town; for breaches of official bonds to the damage of the town, and all injuries to the property of the town or otherwise, and in case of failure to comply with said demand they may bring suit to recover said penalties, forfeitures, damages or moneys due the town hereunder without further notice or demand whatsoever.* If the town contains an unincorporated village, they may appoint, upon petition of ten resident freeholders, one or more fire wardens of such village, who shall possess the powers and perform the duties prescribed by these statutes to fire wardens in incorporated villages; and if the town contains such a village of not less than three hundred inhabitants, within limits to be designated by the town board and recorded in the town clerk's office, or if the town shall contain a camp meeting, literary assembly or other assembly of persons owning or leasing ground for the purpose of holding meetings for moral, religious or educational purposes, they may, if the public good requires it, appoint not exceeding three policemen, one superintendent of police and one night watchman, prescribe their duties and make by-laws for their government; and for the purpose of restraining drunkenness, disorderly conduct and the careless use of fire-arms such board may adopt such by-laws as they may deem expedient, and fix a penalty not exceeding ten dollars for each violation thereof. Such by-laws shall be published in the manner prescribed for the publication of by-laws adopted by town meetings and shall have the same effect as such by-laws. Said policeman, superintendent, and watchman, shall have the same powers as constables. The board of any town in which the town clerk has on file in his office chattel mortgages to secure the payment of not less than one thousand dollars during any year may secure a fireproof safe for the use of such clerk and pay therefor out of the general fund. The chairman of every

town board may administer oaths or affidavits in all matters or proceedings coming before such board.

(Ch. 55, 1907.)

Numbering and contents of town orders. SECTION 823.

1. The amount of any account audited and allowed by the town board shall be paid by the town treasurer on the order of the board signed by the chairman and countersigned by the clerk, and all orders issued to any person or persons by the town board for any sum due from such town shall be receivable in payment of town taxes in said town. But no order shall be signed or issued for the disbursement of any money of such town until the tax for the payment of such order shall have been voted by the electors of such town or until the town board shall have authorized the issue of such order; and no town board shall authorize the issue of any order in a sum exceeding the amount which the town is authorized to appropriate for the purpose for which such order is issued. Any person whose claim has been allowed in part may receive the order drawn for the part so allowed without prejudice to his right of action against such town, as to the part disallowed.

2. *Each order shall be numbered consecutively as drawn, and state the purpose for which said order was issued, the fund against which said order was drawn, the amount appropriated to such fund, and the amount of said appropriation remaining in excess of the total sum drawn against such fund at the time of the issue of said order.*

3. If the electors at the last preceding town meeting shall have voted in favor of having town orders draw interest, the clerk of said town shall, in drawing said orders, plainly state upon the face of said orders the rate of interest fixed by vote of the electors as aforesaid and the said orders shall draw interest at the rate named until the first day of March following the date of issue and shall continue to draw interest thereafter if presented for payment to the town treasurer during the month of March succeeding the date of issue and payment of said order refused by said treasurer.

4. At the time of paying any town order or receiving the same in payment of taxes, the town treasurer shall endorse upon the back of said order date of paying or receiving the same the amount allowed as interest, which interest may be considered as a portion of the current expenses of said town.

5. No interest bearing town order hereafter issued shall be sued upon for the purpose of securing judgment against the