

No. 245. S.]

[Published July 13, 1907.

CHAPTER 573.

AN ACT to create sections 392m, 392n, 392o, 392p, 392q, 392r, 392s, and 392t, of the statutes relating to the establishment of a state mining trade school and making an appropriation therefor.

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

SECTION 1. There is created and added to the statutes eight new sections to read:

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Appropriation. SECTION 2. There is hereby appropriated out of any money in the state treasury not otherwise appropriated, the sum of thirty thousand dollars to be used by said board for the purposes of this act.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved July 11, 1907.

No. 61. A.]

[Published July 13, 1907.

CHAPTER 574.

AN ACT to create sections 4918—1 to 4918—10, inclusive, of the statutes, providing for the erection and maintenance of a binding twine plant at the state prison at Waupun, Wisconsin, to regulate the sale of the product thereof, and making an appropriation therefor.

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

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

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SECTION 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed in so far as they are inconsistent herewith.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved July 11, 1907.

No. 107, A.]

[Published July 13, 1907.

CHAPTER 575.

AN ACT to create a new section to the statutes of 1898, to be known as section 1816m. relating to railroads.

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

SECTION 1. There is created and added to the statutes of 1898 a new section to read:

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SECTION 2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

SECTION 3. This act shall take effect and be in force from and after January 1, 1908.

Approved July 11, 1907.

tence or judgment of conviction against him shall give said justice notice thereof in writing, within *five days* * * * and thereupon the defendant shall be committed or enter into recognizance, and further proceedings shall be had upon such appeal as provided in chapter 192; and the complainant and witnesses may also be required to enter into recognizances, with or without sureties, in the discretion of the court, to appear at said circuit court at the time last aforesaid and to abide the order of the court therein.

(Ch. 159, 1907.)

Criminal actions: stay of execution upon appeal. SECTION 4793m. In all criminal actions in which the defendant is entitled to bail pending the sentence of the court, he shall be entitled to a stay of execution of the judgment upon every appeal therefrom upon filing with the writ of error, a certificate of a justice of the supreme court reciting that in his opinion there is reasonable doubt whether the judgment should stand; such certificate shall be granted by a justice of the supreme court when it shall be made to appear that there is reasonable doubt whether the judgment should stand.

(Ch. 223, 1907.)

Binding twine plant at state prison. SECTION 4918—1. The state board of control of reformatory, charitable and penal institutions is hereby empowered, at a cost not exceeding the sums herein appropriated to purchase, erect and maintain the necessary buildings, machinery and equipment for the manufacture of binder twine and to put such plant into operation.

(Ch. 574, 1907.)

Twine: board of control to fix prices. SECTION 4918—2. The board shall prescribe rules and regulations under which the twine manufactured in such plant shall be sold subject to the provisions of this act. The board shall at its regular March meeting in each year fix the prices at which the twine shall be sold, such prices to be based on the cost of manufacture, the market price, and the demand. The prices shall be uniform and shall conform as nearly as may be to the usual prices of like products manufactured elsewhere. The price so established at the regular March meeting of the board shall continue to be the price for the ensuing season unless it shall become evident to the board that the price established is such as will

prevent the sale of the product or a price at which the state will not receive fair returns for its products considering the market value of like products, in any which event another price may be fixed at any regular meeting of said board thereafter.

(Ch. 574, 1907.)

Before June 1st; sales to actual consumers. SECTION 4918—3. Prior to the first day of June of each year the twine manufactured by this plant shall be sold only to farmers or actual consumers in quantities reasonably necessary for their own use and at all times shall be sold only for cash or upon such security as may be approved by the said board.

(Ch. 574, 1907.)

Sales after June 1st. SECTION 4918—4. All the twine on hand after the first day of June of any year for which no order has been given by farmers or actual consumers (except two hundred thousand pounds thereof to be kept to fill subsequent orders from actual consumers) may after said date be disposed of by the said board in any quantities desired to any citizen of this state applying therefor at the price fixed by the said board and upon the conditions hereinafter named.

(Ch. 574, 1907.)

Agreements required of purchasers. SECTION 4918—5. There shall be required from every such person applying to obtain such twine, a written agreement to the effect that he will not resell such twine except to actual consumers who desire the same for their own actual use, and that he will not resell such twine to any other dealer or attempt to evade the provisions of this act. Such person shall further agree that he will so resell such twine to actual consumers at a price not greater than one cent per pound above the price paid therefor, with cost of transportation from the state prison to the place of resale added.

(Ch. 574, 1907.)

Buyers in bulk: accounting of sale. SECTION 4918—6. Every person who buys the twine in bulk shall keep such twine separate from any other he may have on sale and keep a correct record of the date, amount, price and name of the purchaser on all sales thereof made by him, which record shall be open at all

times for inspection by the said board or any person representing said board.

(Ch. 574, 1907.)

Territorial apportionment of sales—after August 1st.

SECTION 4918—7. In the sale, distribution and disposition of the twine, the said board shall apportion and divide the same throughout the several agricultural centers of the state as nearly as may be according to the acreage therein of grain requiring the use of binding twine. If any twine remains on hand after August first in any year, the same may be sold absolutely to the first applicant therefor.

(Ch. 574, 1907.)

State to retain contingent interest. SECTION 4918—8.

The state shall have a contingent interest in the twine so disposed of until all the requirements of this act are complied with and the title to such twine so purchased from the state shall become complete and the purchaser relieved of all accountability under this act only when he has fully complied with all his said contracts and agreements.

(Ch. 574, 1907.)

Penalty for selling in violation of sections 4918—1 to 4918—8, inclusive. SECTION 4918—9. Any person or persons selling binding twine manufactured at the said plant at Waupun, Wisconsin, contrary to the provisions of this act shall be deemed guilty of a misdemeanor and shall upon conviction thereof be punished by a fine of not less than twenty-five dollars nor more than three hundred dollars or by imprisonment in the county jail for not less than thirty days nor more than three months.

(Ch. 574, 1907.)

Appropriation, \$125,000. SECTION 4918—10. To erect buildings, and purchase machinery and equipment necessary to carry on the manufacture and sale of binding twine as herein provided, there is hereby appropriated out of any moneys in the general treasury not otherwise appropriated the sum of one hundred and twenty-five thousand dollars.

(Ch. 574, 1907.)

Sentence to state reformatory based on previous commitment to industrial school. SECTION 4944c. Male per-