

according to plans approved by the secretary of war of the United States.

SECTION 3. Previous to the building of said bridge, highways leading thereto shall be laid out and opened, so that access thereto may be had from the main traveled streets in said cities, and permission from the owner or owners of the land to which said bridge shall be attached and over which the same shall pass shall be obtained.

SECTION 4. The manner of raising money for the construction and maintenance of such bridge shall be the same as is now provided by law for the building and maintaining of bridges by municipalities of the state.

SECTION 5. This act shall take effect and be in force from and after its passage and publication.

Approved May 3, 1911

No. 187, S.]

[Published May 4, 1911.

CHAPTER 64.

AN ACT to amend section 4409 of the statutes, relating to burglary.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section 4409 of the statutes is amended to read: Section 4409. Any person who shall break and enter in the night-time any office, shop, or warehouse, or any other building not adjoining or occupied with any dwelling house, or any ship, steamboat, vessel, railroad freight car, or passenger car, with the intention to commit the crime of murder, rape, robbery, larceny, or other felony shall be punished by imprisonment in the state prison not more than * * * ten years, nor less than one year, provided that nothing herein shall be held to remit any penalty for offenses heretofore committed.

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

Approved May 3, 1911

No. 95, S.]

[Published May 4, 1911.

CHAPTER 65.

AN ACT to amend section 4141a of the statutes, relating to testimony of deceased or absent witnesses.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section 4141a of the statutes is amended to read: Section 4141a. The testimony of any deceased witness,

*or any witness who is absent from the state, taken in any action or proceeding, except in a default action or proceeding where service of process was obtained by publication, shall be admissible in evidence in any retrial, other action, or proceeding where the party against whom it is offered shall have had * * * an opportunity to cross examine the said deceased or absent witness, and where the issue upon which it is offered is substantially the same.*

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

Approved May 3, 1911

No. 114, S.]

[Published May 4, 1911.]

CHAPTER 66.

AN ACT to create section 1908m of the statutes, relating to the merger or consolidation of fire insurance corporations.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. There is added to the statutes a new section to read: Section 1908m. 1. a. Any two fire insurance corporations organized under any law of this state may merge or consolidate such corporations into one corporation under the name of one or more of the corporations.

b. The corporations may enter into and make an agreement for such merger or consolidation, executed under their corporate seals by the president and secretary, by the authority of the board of directors of each respectively.

c. Such agreement shall recite the articles of organization under which the business of the merged or consolidated corporation is to be conducted, which shall conform to the provisions of either one or more of the articles of the merging or consolidating corporations, or otherwise conforming to the requirements for the articles of organization of like corporations organized under the laws of this state.

d. The capital shall not be larger than the aggregate paid up capital of the merged or consolidated corporation unless the provisions of section 1908 shall have been complied with by each of the consolidating corporations. The same fee shall be paid for an increase of the capital above such aggregate paid up capital, as in other cases on amendment of articles of incorporation under section 1774.

e. Such agreement must be assented to by a vote of a majority of all the directors of each corporation and must be approved