

SECTION 2. There is added to section 925—xx a new subsection to read: (Section 925—xx) 20. This act shall be construed to apply to school districts existing, or hereafter to be created, within the cities to which it applies where the functions of such school district are exercised separate and distinct from the functions of the other departments of the city government, and in such cases the school district treasurer, where there is one, shall perform the duties and assume the liabilities imposed by this act on the city treasurer; and where the word "city" is used in this act it shall be construed to mean the school district in such city, when there is one, where it manifestly appears that such construction is necessary to carry into effect the spirit of this act.

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

Approved June 21, 1913.

No. 1107, A.]

[Published June 24, 1913.]

CHAPTER 547.

AN ACT to amend sections 476a, 477 and 482 of the statutes, relating to schoolhouse sites in counties having a population of one hundred and fifty thousand or more.

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

SECTION 1. Sections 476a, 477 and 482 of the statutes are amended to read: Section 476a. 1. Any school district may, by vote at an annual or special meeting, authorize the district board to borrow money for the purpose of refunding its indebtedness. A written resolution shall be read at such meeting specifying the amount to be borrowed, the rate of interest and the amount of each instalment of principal and time when it shall be paid. The last instalment shall be payable in not exceeding twenty years from the time the indebtedness was originally contracted. The vote on such resolution shall be taken by ballot, and voters favoring its adoption shall cast a ballot on which shall be the words "For the loan," those opposed a ballot on which shall be the words "Against the loan." If a majority of the votes cast are in favor of the loan the board may borrow the specified amount on such terms as may be agreed upon conformably with such resolution and not prohibited by law, and execute the bonds or other obligations of the district for such sum. The district shall levy a tax to be collected annually thereafter sufficient to pay the annual interest on such loan and the

instalment of the principal to be paid in any year. After any such loan shall have been made such vote shall not be rescinded or reconsidered, nor shall the collection of such tax be obstructed, and the tax when collected shall be applied exclusively to the payment of such indebtedness. The money so borrowed shall be paid to the treasurer and shall be expended solely for the purpose for which it was borrowed.

2. *In counties containing a population of one hundred and fifty thousand or more any school district may also authorize the district board, school board, or board of education, to borrow money for the purpose of purchasing or paying for a schoolhouse site, or an addition thereto, to an amount not exceeding a sum which shall be certified to by the town board of the town, or the village board of the village, in which such site is situated, as being necessary for that purpose, and thereupon such district board, school board or board of education shall have the authority to execute bonds or other evidences of indebtedness, and to annually levy a tax for the repayment of such indebtedness and interest, in the manner and under the restrictions provided in sections 475 and 476.*

Section 477. 1. Whenever a school district shall have designated, by a majority vote of the electors thereof present at an annual meeting, or at a special meeting called for that purpose, a schoolhouse site, or an addition thereto, and shall be unable to obtain the same on account of the refusal of the owner to sell or lease the same for a just and reasonable compensation, or on account of his being a nonresident, or unknown, the district board, when directed so to do by a majority vote of the electors at such district meeting shall make application to the town board or boards of supervisors of the town or towns interested, to locate and establish the site or any addition thereto so designated: provided that every such schoolhouse site or any schoolhouse site obtained by purchase or grant shall be located and established abutting on a public highway or street, and that no schoolhouse shall hereafter be erected on any site unless at the time of erection such site shall abut on a public highway or street.

2. *Whenever any such schoolhouse site or addition thereto, so designated by a school district, shall lie within the limits of an incorporated village, then the application to locate and establish such site, or any addition thereto, herein mentioned and described, shall be made to the village board of such village, and all subsequent proceedings described in this section and in sections 478, 479, 480, 481 and 483, as being had before the town boards, shall be had before the village board of said village.*

Section 482. No schoolhouse site shall contain more than four

acres unless with the consent of the owner of the land taken therefor, *except in counties having a population of one hundred and fifty thousand or more*. All land so taken against the will of the owner, when it shall cease to be used as a schoolhouse site or addition, shall revert to the original owner, his heirs or assigns; and no land shall be so taken that may not be taken for highway purposes without the consent of the owner thereof.

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

Approved June 21, 1913.

No. 1128, A.]

[Published June 24, 1913.]

CHAPTER 548.

AN ACT to amend subsection 4 of section 925—216 of the statutes, relating to the assessment against lots for construction of sewerage systems in cities of the second, third or fourth class.

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

SECTION 1. Subsection 4 of section 925—216 of the statutes is amended to read: (Section 925—216) 4. In any city of the second, *third or fourth* class, whenever any sewer is to be constructed in any alley, where the property on one side is platted with the ends of the lots abutting upon the sewer, and on the other side with the side of the lots abutting upon the sewer, there shall be assessed upon the lots so platted abutting lengthwise upon the sewer, such an amount as the assessing board shall determine the property justly benefited under the circumstances in each case.

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

Approved June 21, 1913.

No. 500, S.]

[Published June 24, 1913.]

CHAPTER 549.

AN ACT to create section 959—35t of the statutes, relating to legalizing proceedings by any city in this state to open or vacate streets or alleys.

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 959—35t. 1. Whenever the common council of