

owners have paid such taxes, such owners shall be reimbursed the amounts paid by said high school district. The town treasurer of any such town shall omit the amount of such taxes from the statement of taxes remaining unpaid returned by him to the county treasurer.

SECTION 3. Such territory detached from the Hayward town free high school district shall be liable to said high school district for all delinquent tuition.

SECTION 4. This act shall take effect upon passage and publication.

Approved March 28, 1917.

No. 74. A.]

[Published March 29, 1917.

## CHAPTER 43

AN ACT to amend subsection (11) of section 4601—4a, and to create section 4607d—3 of the statutes, relating to whey cream and whey butter, and providing a penalty.

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

SECTION 1. Subsection (11) of section 4601—4a of the statutes is amended to read: (Section 4601—4a) (11) Whey is the product remaining after the removal of fat and casein from milk in the process of cheese making.

*Whey cream is that portion of whey rich in milk fat which is separated from whey by centrifugal force, is fresh and clean and contains not less than eighteen per cent of milk fat.*

Kumiss is the product made by the alcoholic fermentation of mare's milk or cow's milk.

SECTION 2. There is added to the statutes a new section to read: Section 4607d—3. No person shall by himself, his agent or servant sell, offer or expose for sale or have in his possession with intent to sell or exchange or deliver any butter manufactured in whole or in part from whey cream, unless such butter shall have the words "whey butter" conspicuously stamped, labeled or marked in plain Gothic letters at least three-eighths of an inch square, so that the words cannot be easily defaced, upon two sides of each and every tub, firkin, box or package containing said whey butter; or if such butter is exposed for sale uncovered or not in a case or package, a placard containing said words in the form described in this section shall be attached to the mass in such a manner as to be easily seen and read by the purchaser. Any person who violates any of the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof,

shall be fined not less than twenty-five dollars nor more than one hundred dollars.

SECTION 3. This act shall take effect upon passage and publication.

Approved March 27, 1917.

No. 43, S.]

[Published March 29, 1917.

## CHAPTER 44

AN ACT to amend subdivision (6) of section 3935 of the statutes, relating to allowances and the distribution of the estates of deceased persons.

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

SECTION 1. Subdivision (6) of section 3935 of the statutes, is amended to read: (Section 3935) (6) The residue, if any, of the personal estate of any intestate and the residue of the personal estate of a testator, not disposed of by his will and not required for the purposes hereinbefore mentioned in this section, shall be distributed in the same proportions, and to the same persons, and for the same purposes, as prescribed for the descent and disposition of real estate in chapter 102, except that when the deceased shall leave a widow and lawful issue the widow shall be entitled to receive the same share of such residue as a child of such deceased, *when there is only one child, and in all other cases one-third of such residue.*

SECTION 2. This act shall take effect upon passage and publication.

Approved March 27, 1917.

No. 100, S.]

[Published March 29, 1917.

## CHAPTER 45

AN ACT to amend section 1667 of the statutes, relating to the method of sale of commodities.

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

SECTION 1. Section 1667 of the statutes is amended to read: Section 1667. When any commodity shall be sold by \* \* \* weight it shall be understood to mean the net weight \* \* \*, and all contracts concerning goods or commodities sold by weight shall be construed accordingly unless such construction would be manifestly inconsistent with the special agreement of the parties contracting. When any commodity is sold by the ton it shall be understood to mean the net weight of twenty hundred avoirdupois pounds unless such construction would be mani-