

No. 575, A.]

[Published July 1, 1927.]

CHAPTER 305.

AN ACT to amend subsection (1) of section 59.75 of the statutes, relating to investment of county funds.

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

SECTION 1. Subsection (1) of section 59.75 of the statutes is amended to read: (59.75) (1) Whenever any county board shall have designated a county depository or depositories in accordance with the provisions of section 59.74 the county treasurer, as soon as the bond required by that section has been approved and filed, shall deposit therein as soon as received all funds that come to his hands in that capacity in excess of the sum he is authorized by such board to retain and any sum so on deposit shall be deemed to be in the county treasury, and such treasurer shall not be liable for any loss thereon resulting from the failure or default of such depository without fault or neglect on his part; *provided, that the county board or a committee thereof designated by it may invest any funds that come into his hands in excess of the sum he is authorized by the county board to retain for immediate use, in the name of the county in certificates of deposit or in interest bearing bonds of the United States, or of any county or municipality in the state, and such board or committee may sell such securities when deemed advisable.*

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

Approved June 29, 1927.

No. 212, S.]

[Published July 1, 1927.]

CHAPTER 306.

AN ACT to amend subsections (1) and (3) of section 76.38 of the statutes, relating to telephone fees.

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

SECTION 1. Subsections (1) and (3) of section 76.38 of the statutes are amended to read: (76.38) (1) Any person, co-

partnership, association, company or corporation owning and operating any telephone line in this state with appliances for the transmission of messages of speech or sound, and engaged in the business of furnishing telephone service for compensation as owner, lessee or otherwise, shall be deemed and held a telephone company and shall on or before the first day of March, in each year make and return to the state treasurer, in such form and upon such blanks as he shall prescribe and furnish, a true statement of the gross receipts from the operation of the business during the preceding calendar year, which statement shall be verified by the president, treasurer and secretary of such company so operating, or two of the other principal officers thereof, or the person so operating the telephone business. The statement shall show separately the amounts of gross receipts from the toll line service, which shall include all receipts on toll line business, beginning and ending within the state, and a proportion based upon the mileage within the state to the entire mileage over which such business is done, of receipts on all interstate business passing through, into or out of the state, and from the service of the *local and rural* exchange property of the company and the town, city or village in which *any portion of such local or rural exchange property* is located, *and any portion of the gross receipts therefrom are derived*, with the true amount of the gross receipts of each such *local or rural* exchange *derived from such exchange business in each town, city or village*. The duplicate of such statement shall be filed with the treasurer of each town, city or village in which *all or any portion of any local or rural* exchange of the company may be located *and any portion of the gross receipts therefrom are derived*.

(3) *Subject to the foregoing provisions*, the amount arising from such license fees based upon gross receipts shall be paid by the company as follows, viz.: The license fee upon eighty-five per cent of the gross receipts from the *local and rural* exchange service or business *in each such town, village or city, respectively*, shall, on or before the first day of March, in each year, be paid to the *respective* treasurer of * * * *each town, city or village in which any portion of the local or rural exchange property is located and any portion of the gross receipts therefrom are derived* for the use and benefit of * * * *each such town, city or village*; the balance of the license fee upon fifteen per cent of such gross receipts from *local and rural* exchange

service shall be paid to the state treasurer and become a part of the general fund for the use of the state. The license fees on all of the gross receipts from the toll line service shall be paid to the state treasurer and become a part of the general fund for the use of the state. Every such person, copartnership, association, company or corporation, upon filing such verified statement with the state treasurer and the filing of such duplicate with the treasurer of the respective town, city or village treasurers, and upon the payment of the license fees herein prescribed to the state treasurer and to the respective town, city and village treasurers, shall apply for and receive from the state treasurer a license to carry on such business for the calendar year commencing on the first day of January preceding and ending on the succeeding thirty-first day of December, unless sooner revoked.

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

Approved June 30, 1927.

No. 555, A.]

[Published July 1, 1927.

CHAPTER 307.

AN ACT to create section 236.035 of the statutes, relating to the sale of lands abutting on a private undedicated street, alley, way or common, and providing a penalty.

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

SECTION 1. A new section is added to the statutes to read: 236.035 (1) Within any county having a population of over one hundred and fifty thousand inhabitants, it shall be unlawful for any person, partnership, firm, association or corporation to sell any lot or parcel of land of one acre or less in size, which at the time of passage of this section is a part of a larger parcel of land, if it shall abut on a private street, alley, way or common which has not been dedicated on a duly approved plat or which is not required to be maintained as such by either said town or county, unless the town and county boards, or their authorized officer or agent shall first determine that the said highway, street, way or common, and the lot or parcel, does not conflict with plans of said county, or the town in which said lot or parcel is located for the