

SECTION 68. A new section of the statutes is created to be numbered and to read:

102.64 ATTORNEY-GENERAL TO REPRESENT STATE AND COMMISSION. The attorney-general shall represent the state in all cases involving payment into or out of the state treasury under the provisions of subsection (8) of section 20.57, and sections 102.49 and 102.59. He shall have power to compromise the amount of such payments but such compromises shall be subject to review by the commission.

(2) In all proceedings upon claims for compensation against the state, the attorney-general may appear on behalf of the state.

(3) In any action to review an order or award of the commission, and upon any appeal therein to the supreme court, the attorney-general shall appear on behalf of the commission, whether any other party defendant shall be represented or not, except that in actions brought by the state the governor shall appoint an attorney to appear on behalf of the commission.

SECTION 69. This act shall take effect upon passage and publication.

Approved June 27, 1931.

No. 239, A.]

[Published July 2, 1931.

CHAPTER 404.

AN ACT to create subsection (3) of section 348.386 of the statutes, relating to cutting and transporting Christmas trees and providing a penalty.

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

SECTION 1. A new subsection is added to section 348.386 of the statutes to read: (348.386) (3) No person shall cut for sale in its natural condition and untrimmed, with or without roots, any evergreen or coniferous tree, branch, bough, bush, sapling or shrub, from the lands of another without the written consent of the owner, whether such land be publicly or privately owned. Such written consent shall contain the legal description of the land where such tree, branch, bough, bush, sapling or shrub was cut, as well as the name of the legal owner thereof; and such written consent or a copy thereof certified as a true copy by the per-

son to whom such consent was given or by the register of deeds of the county in which the land is situated shall be carried by every person in charge of the cutting or removing any such trees, branches, boughs, bushes, saplings or shrubs, and shall be exhibited to any officer of the law, forest ranger, forest patrolman, conservation warden, or other officer of the department of conservation at his request at any time. Any such officer shall have power to inspect any such trees, branches, boughs, bushes, saplings or shrubs when being transported in any vehicle or other means of conveyance or by common carrier, and to make such investigation with reference thereto as may be necessary to determine whether or not the provisions of this subsection have been complied with; and to stop any vehicle or means of conveyance found carrying any trees, branches, boughs, bushes, saplings or shrubs upon any public highway of this state, for the purpose of making such inspection and investigation, and to seize and hold, subject to the order of the court, any such trees, bushes, saplings or shrubs found being cut, removed or transported in violation of this subsection. No person shall ship or transport any such trees, branches, boughs, bushes, saplings or shrubs outside the county where the same were cut unless he shall first have obtained from the conservation commission a license as a Christmas tree dealer. The annual fee for such license shall be five dollars. Such dealer shall not purchase or receive any Christmas trees from any one until such vendor shall have given the dealer either a statement in writing that the trees were cut from his own lands or has filed with such dealer written consents from the owners of the lands from which such trees were cut. Such statements and consents shall be kept by the dealer for not less than six months and shall be open to inspection by the conservation commission and its deputies at all reasonable hours. In making a shipment of Christmas trees, by railroad or truck, such dealer shall attach to the outside of each package, box, bale or truckload or carload so shipped, a tag or label on which shall appear his name and address and the number of his license. No common carrier, truck hauler, or agent thereof, shall receive for shipment or transportation any such trees, branches, boughs, bushes, saplings or shrubs unless such tag or label shall be attached thereto. Any person who violates any of the provisions of this subsection shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than ten dollars

nor more than one hundred dollars, or by imprisonment in the county jail for a period of not less than ten days nor more than three months, or by both such fine and imprisonment. Every written consent for any purpose specified in this subsection and every certified copy of such consent shall be deemed to be a written instrument, and any person who shall sign any such written consent or certified copy who is not authorized to do so, and any person who shall lend or transfer or offer to lend or transfer any such written consent or certified copy thereof to another person who is not entitled to use the same, and any person not entitled to use any such written consent or certified copy thereof, or who shall borrow, receive or solicit from another any such written consent or certified copy thereof shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than one hundred nor more than five hundred dollars, or by imprisonment in the county jail for a period of not less than three months nor more than six months, or by both such fine and imprisonment. The provisions of this subsection, other than the requirement that no person shall cut or remove trees, branches, boughs, bushes or shrubs from the lands of another without his written consent, shall in no way modify or nullify the provisions of subsection (2) of section 96.43 relating to the inspection and sale of nursery stock.

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

Approved June 27, 1931.

No. 920, A.]

[Published July 2, 1931.

CHAPTER 405.

AN ACT to repeal and recreate section 168.095, to amend section 168.096 and to create section 168.097 of the statutes, relating to oil inspection.

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

SECTION 1. Section 168.095 of the statutes is repealed.

SECTION 2. Section 168.096 of the statutes is amended to read: 168.096 Any person who shall violate the provisions of section 168.095 or 168.097 shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than * * * *fifty* dol-