

late this section except subsection (3) shall be fined not less than \$10 nor more than \$500, or imprisoned not less than 5 days nor more than 6 months.

Approved July 7, 1943.

No. 684, A.]

[Published July 9, 1943.

CHAPTER 482.

AN ACT to renumber 220.08 (20) to be 220.08 (21) and to create 220.08 (20) of the statutes, relating to the disposition of certain funds or property in the hands of the banking commission.

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

SECTION 1. 220.08 (20) of the statutes is renumbered to be 220.08 (21).

SECTION 2. 220.08 (20) of the statutes is created to read:

220.08 (20) In the event the banking commission, as statutory receiver of closed state banks or in connection with its supervision of segregated trusts, shall have in its possession any funds or property by reason of any recovery on an official bond or otherwise, and said funds shall not belong to or be attributable to any specific bank or banks in liquidation or to any specific segregated trust or trusts and it shall appear that all or a number of banks in liquidation or all or a number of the segregated trusts supervised by the banking commission or the depositors or other creditors of such banks or trusts, may have an interest in such funds or property, the banking commission may petition the circuit court for Dane county for an order directing the disposition of such funds or property. The court, upon presentation of such a petition, shall direct the banking commission to give such notice of hearing thereon, by publication or otherwise, as may appear reasonable under the circumstances. The expenses of the banking commission in any such proceeding shall be paid out of such funds or property. If it shall appear to the court that the persons to whom such funds or property may ultimately belong cannot be found or ascertained or that the expense of such ascertainment would in the judgment of the court be excessive or unreasonable under all the circumstances, the court shall enter an order direct-

ing the banking commission to transmit such funds or property to the state treasurer to become the property of the state. Any person claiming an interest in any such funds or property so ordered to be transmitted to the state treasurer may within 5 years after the entry of such order bring suit against the state for recovery thereof without interest.

Approved July 7, 1943.

No. 685, A.]

[Published July 9, 1943.

CHAPTER 483.

AN ACT to amend 78.01 (6) of the statutes, relating to motor fuel tax.

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

78.01 (6) of the statutes is amended to read:

78.01 (6) "Motor fuel" means and includes Class 1 motor fuel and Class 2 motor fuel as hereinafter defined. Class 1 motor fuel shall mean (a) all products commonly or commercially known or sold as gasoline (including casing-head and absorption or natural gasoline), benzol, benzene or naphtha regardless of their classification or uses; and (b) any liquid prepared, advertised, offered for sale or sold for use as or commonly and commercially used as a fuel in internal combustion engines which has a flash point of less than 110 degrees Fahrenheit when tested in the Tagliabue closed cup or when subjected to distillation in accordance with the standard method of test for distillation of gasoline, naphtha, kerosene and similar petroleum products (American society of testing materials designation D-86) shows not less than 10 per cent distilled (recovered) below 347 degrees Fahrenheit * * * or not less than 95 per cent distilled (recovered) below 464 degrees Fahrenheit. Class 2 motor fuel shall mean all combustible gases which exist in a gaseous state at 60 degrees Fahrenheit and at a pressure of 14-7/10 pounds per square inch absolute, and other products not included within the foregoing provisions of this subsection; provided, however, that only those quantities of said combustible gases and said other products which are sold for use or used to propel motor vehicles upon the public high-