

No. 8, A.]

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CHAPTER 39.

AN ACT to limit and restrict actions involving the validity of, and proceedings by villages to incorporate under chapter 40, of the Wisconsin statutes.

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

Validity of incorporation may be tested by certiorari; action when to be brought, SECTION 1. In any case whether occurring heretofore or hereafter, where any village shall have attempted to incorporate under and pursuant to the provisions of chapter 40, of the Wisconsin statutes, and such village and its officers, shall have assumed thereafter in good faith to act under, and to exercise the powers conferred by, the provisions of law upon villages organized under said chapter 40, any question of the validity of such incorporation and proceedings therefor may be tested by certiorari, or by any other proper action or proceedings brought directly for the purpose of vacating or setting aside the same, at any time within three months after such incorporation, but not thereafter; provided that as to all such cases occurring prior to the taking effect of this act, such direct action and proceeding may be commenced within three months after the passage and publication of this act, but not thereafter. No such incorporation, nor any proceeding for such incorporation, shall be in any manner called in question, or held to be invalid in any action or proceeding, except one brought directly for that purpose, within the time hereinbefore limited therefor, unless the same shall have been duly vacated or set aside by a court of competent jurisdiction. The provisions of this act shall in no manner affect pending actions.

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

Approved March 8, 1901.