

supervisors of the town of Strickland and the supervisors of the new town of Atlanta shall on the twenty-eighth day of June, A. D. 1901, meet at the office of the town clerk of the town of Strickland for the purpose of making a settlement between said two towns according to the provisions of this act and at either and all of said meetings any three of the said supervisors shall have full power and authority to send for persons, books, papers and records of any other town necessarily involved in such settlement; and the clerk of the town from which any territory is detached by the terms of this act shall be the clerk of such meeting and the town clerk of the new town of Atlanta shall assist, and sufficient duplicates of all proceedings had shall be made in order that each town shall have one for the use and information of the town clerk thereof. Each town shall be chargeable with the expense and for the services and per diem of its own officers only.

SECTION 3. This act shall take effect and be in force, from and after its passage and publication.

Approved May 14, 1901.

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No. 347, A.]

[Published May 23, 1901.]

## CHAPTER 457.

AN ACT to amend sections 36, 37, 38 and 40 of the statutes of 1898, as amended by chapter 349 of the laws of 1899, relating to the form of official ballots for general elections.

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

**Notice of nominations; publication of.** SECTION 1. Section 36 of the statutes of 1898 is hereby amended so as to read as follows: Section 36. At least seven days before an election to fill any public office the county clerk of each county shall cause to be published in at least two and in not more than four newspapers, published within the county, the nominations to office certified to or filed with him. One of such publications shall be made in a newspaper which advocates the prin-

ciples of the political party that at the last preceding election cast the largest number of votes, and at least one of the other publications shall be made in a newspaper which advocates the principles of the political party that then cast the next largest number of votes. The county clerk shall make such publications in two daily newspapers in counties having such, one of which publications shall be on the last Monday preceding election day and the other one week previously; but if there be no daily newspaper published within the county, one publication in each weekly newspaper selected shall be sufficient. In case of a municipal election such publication shall be made by the city clerk two times in not more than two newspapers published in such city, but in case no daily newspaper be published in such municipality, there shall be one publication made in the weekly papers selected. One of such publications in each newspaper shall be upon the last day upon which it is issued before election. In addition to the publication required to be made by this section, so much of the following section as relates to information to voters may be published in the papers hereinbefore mentioned, and in such papers as are printed in foreign languages, fairly translated into such language, with illustrative examples as to the proper manner of marking a ballot, as in the judgment of the clerk may be proper and necessary:

**Form of; information to voters; marking of ballot; compensation for publishing.** SECTION 2. Section 37 of said statutes as amended by said chapter 349, is amended to read as follows: Section 37. In making publication of an election notice, the county or city clerk, as the case may be, shall precede the same with a statement which shall be substantially in the following form, to be modified or varied according to the nature of the election, the caption to which shall be conspicuously displayed, but in no case, shall the space occupied by said caption be more than one and one-fourth inches in depth.

ELECTION NOTICE.

Office of ..... Clerk.  
....., 19....

To the electors of ..... county or city:

Notice is hereby given that a general election or judicial or city, or school, or special, or judicial and city election, as the case may be, is to be held in the several towns, wards and elec-

tion precincts in the county or city of . . . . ., on the . . . . . day of . . . . ., 19. . . . ., at which the officers named below are to be chosen. The names of the candidate for each office to be voted for, whose nominations have been certified to this office, are given opposite the title of the office and under the appropriate party or other designation, each in its proper column, and the questions submitted to a vote are stated below.

#### INFORMATION TO VOTERS.

The following instructions are given for the information and guidance of voters. A voter upon entering the polling place and giving his name and residence, will receive a ballot from the ballot clerk which must have endorsed thereon the names or initials of both ballot clerks, and no other ballot can be used. Upon receiving his ballot, the voter must retire alone to a booth or compartment and prepare the same for voting. A ballot clerk may inform the voter as to the proper manner of marking a ballot, but he must not advise or indicate in any manner whom to vote for. If it be a general election these words are to follow: the voter if he wishes to vote for all the candidates nominated by any party should make a cross mark X under the party designation printed at the top of the ballot in the circle made for that purpose. A ballot so marked, and having no other mark, will be counted for all the candidates of that party in the column underneath, unless the names of some of the candidates of the party have been erased or a cross mark be placed in the square under the name or at any place in the space occupied by the name or names of candidates in another column, and will be counted for any name written in lieu of one erased. If the voter wishes to vote for some of the candidates of different political parties, he should make a cross mark under the name of each candidate he desires to vote for, or at any place within the space in which the name is printed. If he wishes to vote for a person for a certain office whose name is not on the ballot, he must write the name in the blank space under the printed name of the candidate for the office. The ballot should not be marked in any other manner. If the ballot be spoiled it must be returned to the ballot clerk, who must issue another in its stead, but not more than three in all to any one voter. Five minutes' time is allowed in booth to mark ballot. Unofficial ballots or memorandum to assist the voter in marking his ballot can be taken into the booth, and may be used to copy from. The

ballot must not be shown so that any person can see how it has been marked by the voter. After it is marked it should be folded so that the inside cannot be seen, but so that the printed indorsements and signatures of the ballot clerks on the outside may be seen. Then the voter should pass out of the booth or compartment, give his name to the inspector in charge of the ballot box, hand him his ballot to be placed in the box, and pass out of the voting place. A voter who declares to the presiding officer that he is unable to read, or that by reason of physical disability he is unable to mark his ballot, can have assistance of one or two election officers in marking the same, to be chosen by the voter; and if he declares that he is totally blind, he may be assisted by any person chosen by him from among the legal voters of the county. The presiding officer may administer an oath in his discretion, as to such person's disability. The party designations and candidates for the different offices are, for example, as follows: insert list of party designations and candidates.

Office.	Democrat- ic ticket.	Peoples' ticket.	Prohibi- tion ticket.	Republi- can ticket.	Ind. nomina- tions.
Governor .....	A. B.	B. C.	C. D.	D. E.	E. F.
Lieutenant Governor.....	F. G.	G. H.	H. I.	I. J.	J. K.

..... ..County Clerk.

The body of said notice shall be set in the type of the regular reading matter of the paper making the publication which shall not be larger than long primer nor smaller than minion and shall contain at least seven lines of type to the inch. The titles of offices and names of candidates shall be separated in the notice by blank spaces not exceeding one-twelfth of an inch in thickness and the columns containing the titles of offices and the names of candidates shall not exceed two and one-sixth inches in width. No other or further publication of notice provided for by this and the preceding section shall be required to be made by any county or city clerk, except that in cities, the clerk shall at the foot of such notice, specify the place of voting in each election precinct, and the hours of opening and closing the polls. The compensation to be paid for all publications of such notice shall be one dollar per square for weekly papers and two dollars per square for daily papers, but the total shall in no case exceed the amounts hereinafter specified, to-wit: for a general election in weekly newspapers one hundred and twenty dollars, and in daily newspapers two hundred and

forty dollars; for a judicial election, in weekly newspapers twenty-five dollars and in daily newspapers fifty dollars; for a municipal election, in weekly newspapers thirty-five dollars and in daily newspapers seventy dollars, which shall cover all insertions required to be made; provided, that in cities of the first class said notice shall be published daily and the compensation for publication of said notice shall be at the rate of one dollar per square for the first insertion, and seventy-five cents per square for each subsequent insertion. The word square as used in this section shall be construed to mean a space one inch in length of the column of the newspaper in which any such notice is published; but any fraction of a square shall be paid for as a full square.

**Specifications of ballot; form of; individual nominations for judicial or municipal elections.** SECTION 3. Section 38 of said statutes, as amended by said chapter 349 is hereby amended so as to read as follows. Section 38. Every ballot printed under the provisions of this chapter for use at general elections shall be upon white print paper at least twelve inches wide and of any sufficient length to afford space for all the tickets or several candidates in columns therein; said paper shall be cut from sheets twenty-four by thirty-six inches in size, and weighing thirty-five pounds to the ream; if a different sized sheet is used the weight per ream shall be proportioned as above. The several regular party tickets nominated by conventions or by regularly constituted and authorized committees, shall be printed each in a separate column, under the appropriate party designation, the columns to be arranged alphabetically according to the first letter of the party name, thus democratic party, labor party, prohibition party, republican party, which columns are to be separated by heavy black lines no less than one-eighth of an inch wide; such party designation to be given as hereinbefore provided. On the left hand side of the ticket shall be a column designating the office to be voted for, and on the same line, in the columns under the appropriate party designations of each, all the names of candidates duly nominated for that office, shall be printed in a space separated from the other names in that column by a line not less than one-sixteenth of an inch wide; provided, that no county clerks shall place the name of any person upon such ballot as a candidate of the office of county superintendent of schools, unless such person shall have filed in such clerk's office, at least ten days before the day of election at which such superintendent is to be elected, proof of having successfully taught in one or more

of the public schools of this state, for the period of eight months, and a copy of a certificate entitling him to teach in any such school or of a certificate known as a county superintendent's certificate unless such person, before the first day of May, 1895, had held the office of county superintendent of schools in this state. There shall be a space of two inches at the top of each column in which shall be placed the party designation and under that the names of the candidates for president and vice president, respectively, of that party; and in the space under the party designation and names of the candidates for president and vice president a circle of three-eighths of an inch in diameter formed by black lines, in which the voter by his mark may declare that he votes for all names printed in that column, except such as are erased or written over or otherwise marked, as hereinafter specified. There shall also be left under the name of each candidate sufficient space to write a name therein in lieu of the one printed; and under the name of each candidate there shall be a space inclosed in a square of black lines in which the voter may designate by a cross mark, or other mark, his choice for each candidate. No pasting names over a ticket or over any names thereon shall be allowed, and no names so pasted shall be counted except as provided in section 34. When any person is nominated for the same office, by more than one party or convention, his name shall be placed upon the ticket under the designation of the party which first nominated him, or if he was nominated by more than one party or convention at the same time, he shall, within the time fixed by law for filing certificates of nomination, file with the officer with whom his certificate of nomination is required to be filed, a written election indicating the party designation under which he desires his name to be printed on the ballot, and it shall be so printed. If he shall refuse or neglect to so file such an election, the officer with whom the certificate of nomination is required to be filed, shall place his name under the designation of either of the parties by which he was nominated, but under no other designation whatever. The names of persons nominated by paper nominations shall be placed in one or more columns under the designation of the individual nominations, and on the same line with the office for which they are nominated, and after the name of each shall be printed his party designation as given in his nomination papers, and under that the space for marking, provided that the name of the same individual shall not be placed on the ticket under the head of individual nominations if his name

already appears under a party designation. On the back and outside of every ballot shall be printed the words, official ballot for ....., followed by the designation of the polling place for which the ballot is prepared and the date of the election, the official endorsement and blank certificates in the following forms: I certify that the within ballot was marked by me for an elector incapable under the law of marking his own ballot, and as directed by him.

.....,  
Inspector of Election.

I certify that the within ballot was marked by me for a blind elector at his request, and as directed by him.

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No party designation need be placed upon the ballots for school or judicial officer, except for county or district superintendents of schools outside of cities. Ballots for judicial and city elections shall be printed upon the quality of white print paper hereinbefore specified, and shall be of sufficient size to afford space for all the tickets or several candidates in columns therein. Party candidates shall be arranged thereon as above provided for ballots at general elections, and the names of persons nominated by nomination papers, and not included in the regular convention tickets, shall be placed as is provided for individual nominations on the ballots at general elections. Such ballots shall have similar matter printed on the back and outside as other official ballots are required to have.

**Form of.** SECTION 3 [4]. Section 40 of said statutes, as amended by said chapter 349 is hereby amended so as to read as follows: Section 40. The official ballots for general elections and for regular city elections, with the indorsements thereon, and the instructions given at the head thereof as herein amended, shall be in substantially the annexed form,\* provided, that ballots for such city elections may be varied as to the titles of the offices to be printed thereon, to conform to the law under which each such election is held.

SECTION 4 [5]. This act shall take effect and be in force, from and after its passage and publication.

Approved May 14, 1901.

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\*This form was omitted from the enrolled bill, and consequently does not appear here, as has been customary.