

attested birth certificate shall be produced and filed with the court. In case such certificates cannot be secured, upon proof of such fact, the record of age stated in the first school enrollment of such child shall be admissible as evidence thereof.

**Conflicting laws repealed.** SECTION 2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

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

Approved May 21, 1903.

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No. 556, A.]

[Published May 23, 1903.

## CHAPTER 350.

AN ACT, to prohibit bucket-shops and bucket-shopping within the state of Wisconsin, and concerning board of trade transactions.

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

**Bucket shop defined; intent of act.** SECTION 1. A bucket shop, within the meaning of this act, is defined to be an office, store or other place wherein the proprietor or keeper thereof, either in his or its own behalf, or as the agent or correspondent of any other person, corporation, association or co-partnership within or without the state, conducts the business of making, or offering to make, contracts, agreements, trade or transactions respecting the purchase or sale, or purchase and sale, of any stocks, grains, provisions, or other commodity, or personal property, wherein both parties thereto, or said proprietor or keeper, contemplate or intend that such contracts, agreements, trades or transactions shall be, or may be, closed, adjusted or settled according to, or upon the basis of, the public market quotations of prices made on any board of trade or exchange, upon which the commodities or securities referred to in such contracts, agreements, trades or transactions are dealt in, and

without a bona fide transaction on such board of trade or exchange; or wherein both parties, or such keeper or proprietor shall contemplate or intend that such contracts, agreements, trades or transactions shall be, or may be, deemed closed or terminated when the public market quotations of prices made on such board of trade or exchange, for the articles or securities named in such contracts, agreements, trades or transactions, shall reach a certain figure; and also any office, store, or other place where the keeper or proprietor thereof, either in his or its own behalf, or as agent as aforesaid, therein makes or offers to make, with others, contracts, trades or transactions for the purchase or sale of any such commodity wherein the parties do not contemplate the actual or bona fide receipt or delivery of such property, but do contemplate a settlement thereof based upon differences in the prices at which said property is, or is claimed to be, bought and sold. The said crime shall be complete against any proprietor or keeper thus offering to make any such contracts, trades or transactions, whether such offer is accepted or not. It is the intention of this act to prevent, punish and prohibit, within this state, the business now engaged in and conducted in places commonly known and designated as "bucket shops," and also to include the practice now commonly known as "bucket shopping" by persons, corporations, associations or co-partnerships, who or which ostensibly carry on the business or occupation of commission merchants or brokers in grain, provisions, petroleum, stocks and bonds.

**Penalty; forfeiture.** SECTION 2. It shall be unlawful for any corporation, association, co-partnership or person to keep, or cause to be kept, within this state, any bucket shop; and any corporation or person, whether acting individually or as a member, or as an officer, agent, or employe of any corporation, association or co-partnership, who shall keep or assist in the keeping of any bucket shop within this state, shall upon conviction thereof, be fined in a sum not less than twenty-five dollars and not more than one hundred dollars and be imprisoned in the county jail until such fine is paid, not exceeding six months; and any person or persons who shall be judicially determined guilty of a second offense under this statute, in addition to the penalty above prescribed, shall, upon conviction, be imprisoned in the county jail for a period of not less than ten days and not more than sixty days, and if a corporation, shall be liable to forfeiture of its charter; and the continuance of such establishment after the first conviction shall be deemed a second offense.

**An accessory defined; penalty.** SECTION 3. Any corporation, association, co-partnership or person who shall communicate, receive, exhibit or display in any manner, any statements of quotations of the prices of any property mentioned in section one hereof, with a view to any transaction in this act prohibited, shall be deemed an accessory, and upon conviction thereof shall be fined and punished the same as the principal, and as provided in section two of this act.

**A written statement of facts, may be demanded; transactions prima facie valid.** SECTION 4. It shall be the duty of every commission merchant, co-partnership, association, corporation or broker doing business as such to furnish, upon demand, to any customer or principal for whom such commission merchant, broker, co-partnership, corporation or association has executed any order for the actual purchase or sale of any of the commodities hereinbefore mentioned, either for immediate or future delivery, a written statement containing the names of the parties from whom such property was bought, or to whom it shall have been sold, as the case may be, the time when, the place where, and the price at which the same was either bought or sold; and in case such commission merchant, broker, co-partnership, corporation or association shall refuse to promptly furnish such statement upon reasonable demand, the fact of such refusal shall be prima facie evidence that such property was not sold or bought in a legitimate manner. Every purchase or sale, or purchase and sale, and all other transactions by or between members of any lawfully constituted chamber of commerce or board of trade, organized under or by virtue of the laws of this state, and in accordance with the charter of such corporation and the rules, by-laws, and regulations adopted thereunder, shall be prima facie valid.

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

Approved May 21, 1903.