

cess of the cost of any improvement over the special benefits assessed. And in any appeal, action or proceeding now pending or which may hereafter be instituted, wherein a final determination of the same may result in discharging any property from a part or all of any assessment for any street improvement, payment of that part of the cost of such improvement which is represented by the amount of such assessment so discharged, shall be made by the city out of the same fund and at the same time as provided by law when the cost of an improvement shall exceed the benefits assessed.

Conflicting laws repealed. SECTION 2. All acts or parts of acts contravening the purpose of this act are hereby repealed.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 16, 1905.

No. 146, A.]

[Published May 18, 1905.

CHAPTER 204.

AN ACT relating to official bonds of county officers, and amendatory of section 702, of the statutes of 1898, as amended by chapter 376 laws of 1903.

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

Execution, approval, record, sureties, and compensation for.

SECTION 1. Section 702 statutes of 1898 as amended by chapter 376 laws of 1903 is hereby amended so as to read as follows: Section 702. Every official bond required by law of any county officer shall be executed to the proper county by its corporate name, and after approval thereof shall be recorded at the cost of the officer in the office of the register of deeds of his county and shall then be filed with the county clerk, and shall be in such sum as directed by law, or if not so definitely directed, then in such sum as shall be fixed by resolution of the county board of supervisors, for such officer; and every such bond and the sufficiency of the sureties thereto shall be approved by a com-

mittee consisting of the chairman of the county board of supervisors and of not less than two additional members of the board, who shall report their action upon all bonds, in writing, to the board; and whenever the county board shall deem any such bond insufficient said board may by resolution require an additional bond in such sum as said resolution shall direct, not exceeding the amount fixed by law in any case, to be executed, approved and recorded in like manner and filed within twenty days after notice thereof. To each such official bond shall be annexed the affidavit of each surety thereto that he is worth a sum therein stated, to be at least two thousand dollars, over and above all his debts and liabilities, in property not by law exempt from execution. The county board may, by resolution, duly adopted, require the county treasurer and county clerk to furnish as surety on their official bonds, surety companies, and pay such companies out of the general funds in the county treasury, the *premium* of such surety company or companies, for such security. The compensation to be paid to such company or companies shall be determined by agreement between them and the county board. * * *

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

Approved May 16, 1905.

No. 147, A.]

[Published May 18, 1905.

CHAPTER 205.

AN ACT relating to the surety on official bonds and amendment of section 1966—38 of the statutes of 1898 as amended by chapter 436 of the laws of 1903.

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

Premium as surety on official bonds. SECTION 1. Section 1966—38 of the statutes of 1898 as amended by chapter 436 laws of 1903 is hereby amended so as to read as follows: Section 1966—38. The state, any county, town, village or city may pay