

No. 166. A.]

[Published May 4, 1907.

CHAPTER 70.

AN ACT to create sections 1326m and 1326n, statutes of 1898, relating to obstructions to highways outside of any incorporated city.

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

SECTION 1. There are added to the statutes of 1898, two new sections to read:

* * * * *

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

Approved May 3, 1907.

No. 178, A.]

[Published May 4, 1907.

CHAPTER 71.

AN ACT to amend subdivision 18 of section 430, statutes of 1898, authorizing school district electors to vote an annual salary to the clerk, treasurer and director.

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

SECTION 1. Subdivision 18, section 430, of the statutes of 1898, is amended to read:

* * * * *

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

Approved May 3, 1907.

5. All work to be done shall be let to the lowest responsible bidder.

6. Any successful bidder shall be required to enter into a written contract and to give a sufficient bond for the faithful performance thereof.

(Ch. 532, 1907.)

Roads and bridges: county aid to towns; commissioner's accounting; board's annual report. SECTION 1311r. 1. If any town raise a tax for such fund of not less than one-fourth of one mill on all its taxable property and petition the county board for aid in improving any road or bridge shown on map described in section 1311p. 1, in such town, they shall expend the amount of such town tax together with an equal sum from the county road and bridge fund upon such road or bridge in such town, as they may designate. Should more than one town petition for aid in any year, the county board shall determine how many of those first applying shall receive aid.

2. The commissioner shall keep a complete record of all work done; an accurate account of money received and expended by him or under his direction, which record and account shall at all times be open to the inspection of and annually reported to the county board. Such account shall show the cost of any improvement on any road or bridge.

3. The county board shall publish annually and circulate a report of the work done by them and of their receipts and disbursements.

(Ch. 532, 1907.)

Commissioner of highways. SECTION 1311s. No person while holding the office of commissioner shall hold any town or other county office.

(Ch. 552, 1907.)

Railroad cars obstructing country highways. SECTION 1326m. It shall be unlawful to stop any railroad train or electric train upon or across any highway or street crossing or to leave any car or locomotive standing upon or across any highway or street crossing outside the limits of incorporated cities for a longer time than ten minutes, except in case of accident.

(Ch. 70, 1907.)

Penalty. SECTION 1326n. Any conductor, or other person who shall violate any of the provisions of section 1326m of

this act, shall be fined for every offense not more than twenty-five dollars and costs of prosecution, or shall be imprisoned in the county jail not more than fifteen days.

(Ch. 70, 1907.)

Electric lines on highways: place of poles; penalty.

SECTION 1329a. 1. Any person, firm or corporation may, with the written consent of the supervisors of the town, construct and operate a line of telegraph, telephone or electric wires for the purpose of transmitting light or power along or within the limits of any highway, subject to the restrictions and conditions herein contained.

2. All poles used in the construction of such lines shall be set in such manner as not to interfere with the use of such highway by the public nor with the use of the adjoining land by the owner thereof; and all wires strung upon such poles shall be not less than twenty-four feet above the ground at all crossings and not less than fourteen feet above the ground at all other places.

3. But no tree shall be cut, trimmed or the branches thereof cut or broken in the construction or maintenance of any such line without the consent of the owner of the tree.

4. Any person, firm or corporation erecting any telephone, telegraph, electric light or other pole or stringing any telephone, telegraph, electric light or other wire in violation of the provisions of this act shall forfeit a sum not less than ten nor more than fifty dollars to be recovered in an action in the name of the state.

(Ch. 313, 1907.)

Shade trees along highways: bounties for planting and cultivating. SECTION 1344. Every person along or through whose lands any highway may pass may plant and cultivate on one or both sides thereof, where he shall own land, trees of such varieties as commonly grow at least forty feet in height, set two rods or less apart in * * * a row within eight feet of the outer line of the highway, * * * and when such trees shall reach twelve feet in height the superintendent of highways shall, if the same be growing thriftily, give such owner, on his request, a certificate that he accepts such trees as public shade trees. Thereafter such trees shall be public shade trees and be protected as public property, but the title thereto and to their fruit shall remain in the owner;