

such complaint, and to hear the same, and to decide upon the merits thereof in the manner provided by section 12, chapter 362, laws of 1905. [Section 1797—12.] If upon such hearing the commission shall decide that the rate or charge exacted is erroneous, unusual, or exorbitant, it shall find what in its judgment would have been a correct rate or charge for the service complained of, and if the rate or charge so found shall be less than the charge exacted, the carrier shall have the right to refund to the person paying such charge the amount so found to be erroneous, unusual or exorbitant. No carrier making a refund upon the order of the commission as herein provided shall be liable for any penalty or forfeiture or subject to any prosecution under the laws of this state on account of making such refund.

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

Approved June 2, 1909.

No. 299, S.]

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CHAPTER 272.

AN ACT authorizing the state treasurer to discharge the balance of three hundred and eighty and 35/100 dollars appearing on his books to be still unpaid in the account against First National Bank of Ladysmith, by crediting against the same, charges for attorneys' fees and disbursements in the matter of collecting the balance heretofore due from First National Bank of Ladysmith and unpaid.

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

SECTION 1. The treasurer of the state of Wisconsin is hereby authorized to discharge and cancel the balance, in the amount of three hundred and eighty and 35/100 dollars and interest, appearing upon his books to be still owing and unpaid from First National Bank of Ladysmith, a state depository, by crediting and offsetting against the same, the charges of Timlin and Glicksman, and Glicksman and Gold, for attorneys' services rendered and disbursements made in behalf of the state of Wisconsin in the case of state of Wisconsin versus O. E. Pederson, et al., in the circuit court of Rusk county and the supreme court of this state.

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

Approved June 2, 1909.