

proaches, the method of crossing, the location of the highway or crossing, the closing of a highway crossing, and the substitution of another therefor, not at a grade, or the removal of obstructions to the view at such crossing, or requires the determination of the mode and manner of making such new crossing, and praying that the same may be ordered, it shall be the duty of the commission to give notice to the proper party or parties in interest other than the petitioner, of the filing of such petition, and to proceed to investigate the same and to order a hearing thereon in the manner provided for hearings in section 1797—12, and after such hearing the commission shall determine what alteration in such crossing, approaches, mode of crossing, location of highway crossing, closing of highway crossing, and the substitution of another therefor not at grade, or removal of obstructions to sight at crossing, if any, shall be made, and by whom made, and in case of new crossings the mode and manner of making them.

2. The commission shall fix the proportion of the cost and expense of such alteration, removals, and new crossings, including the damages to any person whose land is taken, and the special damages which the owner of any land adjoining the public street or highway shall sustain by reason of such change in the grade of such street or highway, or by reason of the removal of obstructions to view at such crossings, to be paid by the railroad company or companies, and the municipality or municipalities in interest, * * *. In fixing such proportion the commission may order the amount of such cost and expense and damages so apportioned to be paid by the parties against which the apportionment shall be made.

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

Approved May 25, 1911.

No. 432, S.]

[Published May 27, 1911.

CHAPTER 192.

AN ACT to create subsection 16 of section 670 of the statutes, relating to the powers of county supervisors.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. There is added to section 670 of the statutes a new subsection to read: (Section 670.) 16. a. To furnish upon the petition of any five reputable freeholders of any

township or municipality in their county some suitable and appropriate metal marker for the grave of each and every soldier, sailor, or marine who served with honor in the forces of the United States, buried within the limits of said township or municipality, to be placed upon the grave of such soldier, sailor, or marine for the purpose of permanently marking and designating said grave for memorial purposes.

b. In all petitions to the board of county supervisors, the petitioners shall state in said petition the names of soldiers, sailors, or marines buried and the number of such graves in their said township or municipality at the time of making the petition.

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

Approved May 25, 1911.

No. 434, S.]

[Published May 27, 1911.

CHAPTER 193.

AN ACT to amend subsection 1 of section 1797—11m of the statutes, relating to spur tracks.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Subsection 1 of section 1797—11m of the statutes is amended to read: (Section 1797—11m.) 1. Every railroad shall acquire the necessary rights of way for, and shall construct, connect, maintain, and operate a reasonably adequate and suitable spur track, whenever such spur track does not necessarily exceed * * * *three miles in length*, is practically indispensable to the successful operation of any existing or proposed mill, elevator, storehouse, warehouse, dock, wharf, pier, manufacturing establishment, lumber yard, coal dock, or other industry or enterprise, and its construction and operation is not usually unsafe and dangerous, and is not unreasonably harmful to public interest.

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

Approved May 25, 1911.