

as is required by the payment of money, rendering the surplus money, if any there be, to the person depositing the same; and if such money is deposited with a justice of the peace or other magistrate, it shall be paid over with the return of such recognition, to the clerk of the court to which he is bound to appear.

SECTION 2. This act shall take effect upon passage and publication.

Approved July 23, 1915.

No. 618, S.]

[Published July 26, 1915.

CHAPTER 443.

AN ACT to amend subsection 1 of section 1666a of the statutes, relating to the capacity of bottles used for the sale of milk and cream.

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

SECTION 1. Subsection 1 of section 1666a of the statutes is amended to read: (Section 1666a) 1. Bottles used for the sale of milk and cream shall be of the capacity of half gallon, three pints, one quart, one pint, half pint, one gill filled full to the bottom of the * * * *cap seat, stopple or other designating mark.* The following variations on individual bottles or jars may be allowed, but the average contents of not less than twenty-five bottles selected at random from at least four times the number tested must not be in error by more than one quarter of the tolerances; six drams above and six drams below on the half gallon; five drams above and five drams below on the three-pint; four drams above and four drams below on the quart; three drams above and three drams below on the pint; two drams above and two drams below on the half pint; two drams above and two drams below on the gill. *When milk or cream is pasteurized in the bottle in which it is to be sold or delivered, such bottle may have a capacity sufficient to permit of the expansion of the contents in the process of heating, but such bottle shall have clearly marked thereon by a line or other designating mark the point to which such bottle is filled when containing the respective capacities provided for in this section, at sixty-eight degrees Fahrenheit (twenty degrees Centigrade).* *The state superintendent of weights and measures shall prescribe and adopt such rules and regulations as he may deem necessary to carry out the provisions of this section.* Bottles or jars used for the sale of milk or cream shall have clearly blown or otherwise permanently marked in the side of the bottle, the

capacity of the bottle and the word "Sealed" and in the side or bottom of the bottle the name, initials or the trade-mark of the manufacturer and designating number, which designating number shall be different for each manufacturer and may be used in identifying the bottles. The designating number shall be furnished by the state superintendent of weights and measures upon application by the manufacturer, and upon filing by the manufacturer of a bond in the sum of one thousand dollars with sureties to be approved by the attorney-general, conditioned upon their conformance with the requirements of this section. A record of the bonds furnished, the designating numbers, and to whom furnished, shall be kept in the office of the superintendent of weights and measures.

2. Any manufacturer who sells milk or cream bottles to be used in this state that do not comply as to size and markings with the provisions of this section shall suffer the penalty of five hundred dollars, to be recovered by the attorney-general in an action against the offender's bondsmen, to be brought in the name of the people of the state. Any dealer who uses, for the purpose of selling milk or cream, jars or bottles purchased after this law takes effect that do not comply with the requirements of this section as to markings and capacity, shall be deemed guilty of using false or insufficient measure.

3. Sealers of weights and measures are not required to seal bottles or jars for milk or cream marked as in this section provided, but they shall from time to time make tests on individual bottles used by the various firms in the territory over which they have jurisdiction, in order to ascertain whether the above provisions are being complied with, and they shall report violations found immediately to the superintendent of weights and measures.

SECTION 2. This act shall take effect upon passage and publication.

Approved July 23, 1915.

No. 628, S.]

[Published July 26, 1915.

CHAPTER 444.

AN ACT to create subsection 5 of section 1931 of the statutes, relating to the investment of funds of town mutual insurance companies.

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

SECTION 1. There is added to section 1931 of the statutes a new subsection to read: (Section 1931) 5. In addition to the