

general shall defend said board in the circuit court. Said circuit court shall affirm or overrule the action of the board and such decision shall be final.

16. Any person whose certificate has been revoked for gross incompetence may, upon satisfactory proof to the board that such condition has been remedied, have the same regranted him.

17. Every person who, after the passage of this act, shall begin the practice of optometry in this state or who shall continue in the practice of optometry after the first day of January, 1916, without having obtained a certificate of examination and of registration, or who, not having obtained such certificate, shall hold himself out to the public as qualified to engage in the practice of optometry as defined in this section, or any person who shall violate any of the provisions in this section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by imprisonment in the county jail for not less than one month nor more than three months or by a fine of not less than twenty dollars nor more than one hundred dollars, or by both such fine and imprisonment.

18. It shall be the duty of the respective district attorneys to prosecute all violations of this section and jurisdiction of any violation thereof is extended to such courts as have jurisdiction over misdemeanors committed in the jurisdiction of the respective counties.

19. Nothing in this section shall be construed to apply to physicians and surgeons authorized to practice under the laws of this state, nor to persons who shall sell spectacles without attempting to test the eyes.

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

Approved July 30, 1915.

No. 119, S.]

[Published August 3, 1915.

CHAPTER 489.

AN ACT to amend section 959—52m of the statutes, relating to lighting of streets in cities and villages by ornamental lights, the apportionment of the cost thereof between the municipality and abutting owners, and the assessment and collection of the cost thereof.

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

SECTION 1. Section 959—52m of the statutes, is amended to read: Section 959—52m. 1. Upon petition of the owners of * * * two-thirds or more of the taxable frontage in any one

block or half block, praying for the installation and maintenance and lighting of an ornamental lighting system, the common council of any city and the village board of any village is empowered to provide, by ordinance, for and may contract for * * * the installation of ornamental posts, standards, or brackets along said frontage and for the lighting and maintenance of the same for a period of not less than one nor more than five years; and may contract for such lighting and maintenance during additional one to five year periods unless discontinued by the municipality on its own motion, or until discontinued upon a petition of the owners of two-thirds or more of the taxable frontage concurred in by the municipality.

2. The words "frontage in any one block" means the frontage on both sides of any street, highway, or public place between two adjacent cross streets, "frontage in any one-half block" means the frontage on one side of any street, highway, or public place between two adjacent cross streets.

3. Such ordinance shall * * * apportion the cost of such * * * installation, lighting and maintenance * * * between the municipality and the abutting owners, and may apportion separately the cost of installation and the cost of maintenance and lighting; but the * * * proportion to be paid by such owners shall not in either case be less than two-thirds of the total cost. * * *

4. Such cost apportioned to the abutting owners shall be assessed against the property and collected from such owners in the manner provided for the collection of street improvement assessments, and the contract may provide either that the cost apportioned to the abutting owners shall be paid by the municipality to the contractor in anticipation of the collection of assessments, in which case the assessments shall belong to the municipality when collected, or may provide that said assessments shall be collected by the municipality and paid to the contractor when collected, and in the latter case improvement certificates may be issued to the contractor for the amount of such assessments, for the installation when completed, and for maintenance and lighting on October first of each year for the year preceding, in the manner of issuing certificates for street improvements.

* * * 5. The * * * cost * * * apportioned to the abutting owners shall be assessed to them, respectively, in the ratio of each owner's frontage to the entire frontage in the block covered by * * * said petition.

6. The provisions hercof are applicable as to the lighting of streets, highways and public places by means of ornamental

street lighting systems erected prior to the passage hereof, and to the maintenance of such systems.

* * * 7. Nothing in this section shall be construed to limit the powers of the common council of any city or village board of any village to provide for the lighting of streets, highways, or public places by means of an ornamental * * * system at the general public expense when the common council of any such city or the village board of any such village may determine, on its own initiative, and without the petition of abutting lot owners, to contract for the erection and maintenance of such ornamental lighting system and the furnishing of electric current therefor.

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

Approved July 30, 1915.

No. 123, S.]

[Published August 3, 1915.

CHAPTER 490.

AN ACT to amend subdivision (34) of section 925—52 and section 959—49 of the statutes, relating to cities.

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

SECTION 1. Subdivision (34) of section 925—52 and section 959—49 of the statutes are amended to read: (Section 925—52) (34) To provide for lighting the streets, public grounds and buildings with gas or otherwise, and heating buildings with steam or otherwise, and for furnishing light and heat to the inhabitants of such city, upon such terms as may be provided by ordinance; and for such purpose may own and operate its own lighting and heating plants, or contract by ordinance or otherwise with any person, persons, company or corporation, *supplying service in said city for a term not exceeding ten years at any one time, or for an indeterminate term if the prices for such service be subject to adjustment at intervals not greater than five years*, at such price, on such terms and subject to such limitations as may be prescribed by such ordinance or contract; provided, that the foregoing provision for furnishing light and heat to the inhabitants shall not apply to cities of the first class. Any contract made in accordance with the provisions of this section shall be subject to all the provisions of section 1797m—1 to section 1797m—109, inclusive.

Section 959—49. Any city or village organized under a special charter may grant to any person or corporation the right