

the approval of the governor, *shall* withhold all moneys due such \* \* \* *officer, board, commission, society or association* until the provisions of this \* \* \* *section* are complied with.

SECTION 72. This act shall take effect upon passage and publication.

Approved July 10, 1917.

No. 555, S.]

[Published July 12, 1917.

## CHAPTER 623

AN ACT to create subdivision (9a) of section 893 (892) of the statutes, relating to the powers of village boards.

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

SECTION 1. A new subdivision is added to section 893 (892) of the statutes to read: (Section 893 (892) ) (9a) To cause to be made a plat and an accompanying list of all lands within said village which are not embraced in any of the recorded plats of land therein. The plat shall plainly define the boundary of and designate each parcel of land thereon as an out-lot with a number, and the accompanying list shall describe each out-lot, so numbered, with sufficient certainty to enable a surveyor to locate the same. Both such plat and list shall be certified to by the person making the same, approved by the village board, acknowledged by the village clerk and president and recorded in the office of the register of deeds of the county in which said village is located. Said plat shall be called "assessor's plat". For purposes of assessment, taxation and conveyance, it shall be deemed a sufficient description of any land, **described in** said plat, to designate the same as "out-lot" with its number as it appears on said plat, and any such description in any conveyance shall be as effective to pass the title to the land therein described as it would be if the same premises had been described by metes and bounds. Said plat or record thereof shall be received in evidence in all courts and places as correctly describing the several pieces of land therein designated. Amendments may be made to the plat at any time by the village board by recording with the register of deeds a plat and accompanying list of such amendment, authenticated in the same manner as the original plat and list. The major portion of any out-lot which is altered by an amendment shall retain the original number given to the out-lot and a new number shall be given to the tract that may be detached. It shall not be necessary to refer to any amendment of the plat, but all assessments or in-

struments wherein any tract of land is described as being in the assessor's plat shall be construed to mean the assessor's plat of lands with its amendments as it stood at the date of making such assessment or instrument.

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

Approved July 10, 1917.

No. 611, S.]

[Published July 13, 1917.

## CHAPTER 624

AN ACT to codify and amend sections 2394—1 to 2394—31, inclusive, of the statutes, relating to workmen's compensation and making an appropriation.

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

SECTION 1. Sections 2394—1 to 2394—31, inclusive, are codified and amended to read:

Section 2394—1. 1. In any action to recover damages for a personal injury sustained within this state by an employe while engaged in the line of his duty as such, or for death resulting from personal injury so sustained, in which recovery is sought upon the ground of want of ordinary care of the employer, or of any officer, agent, or servant of the employer, it shall not be a defense:

(1) That the employe either expressly or impliedly assumed the risk of the hazard complained of.

(2) When such employer has at the time of the accident in a common employment \* \* \* *three* or more employes, that the injury or death was caused in whole or in part by the want of ordinary care of a fellow servant.

(3) When such employer has at the time of the accident, in a common employment \* \* \* *three* or more employes, that the injury or death was caused in whole or in part by the want of ordinary care of the injured employe, where such want of ordinary care was not wilful.

2. Any employer who has elected to pay compensation as hereinafter provided shall not be subject to the provisions of this section 2394—1.

3. Subdivisions (1), (2) and (3) of subsection 1 of section 2394—1 of the statutes shall not apply to farm labor.

Section 2394—2. No contract, rule, or regulation, shall exempt the employer from any of the provisions of section 2394—1.