

No. 260, S.]

[Published May 13, 1927.]

**CHAPTER 97.**

AN ACT to amend sections 157.06 and 340.58 of the statutes, relating to colonies for the feeble-minded.

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

SECTION 1. Sections 157.06 and 340.58 of the statutes are amended to read: 157.06 No cemetery shall be laid out or used for burial purposes, except such as are now in use, (1) within recorded plat of a city or village, or recorded addition thereto, and within a mile of a building in any such plat, (2) outside such a plat and within two hundred rods of an inhabited dwelling in such a plat, without the consent of the municipal authorities, (3) within fifteen rods of a habitable dwelling, public building, watering place, or schoolhouse, nor (4) within two hundred rods of the institutions for the deaf and dumb, for the blind, the hospitals for the insane, the industrial school for boys, the \* \* \* colonies for the feeble-minded, the state public school, or the state reformatory, without the consent of the state board of control; except that (1) an existing cemetery in a village may be extended toward or beyond either of the two nearest village limits with the consent of the village board and the owners of any building within fifteen rods of the addition; (2) an existing cemetery in a city of the third or fourth class may be extended and enlarged with the consent of the state board of health and of the council; provided, that damages may also be allowed to owners of land adjoining that taken for cemetery purposes; (3) an incorporated college of a religious order in a city of the fourth class may, with the consent of the council, establish a private cemetery on land owned by the college for the interment of members of the order in such city, but not within fifty rods of a private dwelling or building without the consent of the owner; (4) a cemetery established within an incorporated village before April 30, 1887, within one hundred feet of the outer lines of the plat of such village, may be extended to the outer boundary of such plat with the consent of the village board, and (5) a cemetery established before said date may be enlarged subject only to the conditions of section 157.05. Violation of this section creates a nuisance which may be enjoined at the suit of anyone.

340.58 Any officer or other person in charge of or employed in any hospital or asylum for the insane, poorhouse, workhouse,

state prison, state reformatory, jail, police station or other place of confinement, school for the deaf and dumb or blind, the state public school, \* \* \* *colony* for the feeble-minded, house of correction, industrial school for boys or girls or orphan asylum who shall abuse, neglect or ill-treat any person confined therein or an inmate thereof, or who shall permit any other person so to do shall be punished by imprisonment in the county jail not more than one year or by fine not exceeding two hundred dollars.

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

Approved May 11, 1927.

No. 342, S.]

[Published May 13, 1927.

## CHAPTER 98.

AN ACT to amend subsection (4) of section 80.11 of the statutes, relating to highways on and across town lines.

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

SECTION 1. Subsection (4) of section 80.11 of the statutes is amended to read: (80.11) (4) If by any change of the boundaries of either or both such towns the territory of either shall be increased or diminished, *or in the event a portion of said town line highway is or has been taken over by the state or county under the state or county highway system*, or if a new town or village be formed out of a part of the territory of either or both of said towns, having a portion of such town line highway within its borders, that part of such order fixing their liabilities shall be deemed vacated, and a majority of the supervisors of each such town shall, before the time for making the next tax roll, meet together with a majority of the supervisors of such new town or, with the president of such village, and all of them when so convened shall, if they can agree, make a new order apportioning the liabilities on account of such highway, which shall be filed as hereinbefore provided.

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

Approved May 11, 1927.