

[No. 296, A.]

[Published April 12, 1883.]

CHAPTER 249.

AN ACT in relation to certain proceedings in cases of attachment and garnishment, and to repeal section 2758 of the revised statutes.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. In cases where several writs of attachments against the same defendant shall be executed by the sheriff on the same property, but one inventory and appraisement of such property shall be made, reference to which in the service and return of the other writs shall be deemed sufficient.

Proceedings in writ of attachment.

SECTION 2. In cases of suits, attachments or garnishments against partnerships where the names of the several members of the partnership are unknown to the plaintiff, the suits and all proceedings may be in the partnership name until the true names of the several partners are discovered, whereupon the subsequent proceedings shall be in the true names of the parties.

Also against partnerships.

SECTION 3. Section 2758 of the revised statutes is hereby repealed.

SECTION 4. The affidavit required in cases of attachment or garnishment, may be amended at any time before the trial by the substitution of a new affidavit, containing allegations of facts existing at the time of making the former affidavit, and the new affidavit shall stand in lieu of the old one for all purposes, and if traversed or denied, trial shall be had thereon as in other cases.

Affidavit may be amended.

SECTION 5. This act shall take effect and be in force from and after its passage.

Approved March 31, 1883.

[No. 251, A.]

[Published April 2, 1883.]

CHAPTER 250.

AN ACT to enlarge the powers of certain incorporated villages.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. The president and trustees of every incorporated village, which at the time of taking the tenth census of the United States had by said census a population of twenty-nine hundred in-

Powers of certain incorporated villages enlarged.

habitants or over, shall, in addition to the powers now provided by law, have the power:

1. To license and regulate hackmen, draymen, cartmen, porters, runners, omnibus drivers, cabmen, carmen, and all others.

2. To control and regulate the streets, alleys and public grounds in said village, and provide for sprinkling the same, and to remove and abate any obstruction and encroachment thereon.

3. To compel the owners or occupants of buildings or grounds to remove and keep snow, ice, dirt or rubbish from the sidewalks, streets or alleys opposite thereto, and on their default to authorize the removal thereof by some officer of the village, at the expense of such owner or occupant.

4. To provide by ordinance or resolution that all money derived from licenses granted under the provision of chapter 66 of the revised statutes, and acts amendatory thereof, shall go to the general fund of the village, if they deem proper so to do.

Representation
in county
board.

SECTION 2. Every such village shall be represented in the county board of supervisors of the county in which such village is situated, by one supervisor for every one thousand inhabitants, or major fraction thereof, which supervisor shall be elected annually by the electors of such village at the same time and in the same manner as village officers are elected, and when any vacancy shall occur in the office of such supervisors, the president and board of trustees of the village shall fill such vacancy by appointment.

May annex
additional
territory.

SECTION 3. Any such village may annex additional contiguous territory by ordinance passed by a unanimous vote of the trustees of such village, ratified at an election as herein provided. Such ordinance shall set forth the boundaries of the territory intended to be annexed, with their courses and distances, and shall direct a special election to be called by the president of the village for the purpose of submitting the question of the ratification of such ordinance to the electors of such village, and the electors resident in the territory described in such ordinance. The president of such village shall forthwith give notice of the submission of such question by publishing a notice thereof, not less than two weeks nor more than six weeks in one or more newspapers published in such village, specifying therein the purpose of the election, the time and place of holding

the same, the names of the inspectors and clerks thereof, and the time of opening and closing the polls. The ballots in favor shall be "for annexation ordinance," and those opposed "against annexation ordinance." Such election shall be conducted and the votes canvassed and returned in the manner required by law at special elections in such village. At the first regular meeting of the president and trustees, after the return of such election shall have been made as aforesaid, such return shall be publicly opened and read by the president, and if it shall appear from said return that a majority of all the votes cast at such election were for the annexation ordinance, such ordinance shall be deemed ratified and approved within the meaning of this act, and the territory described in such ordinance shall thereafter be annexed to and incorporated with such village as fully and completely as if embraced in the charter of such village. Within twenty days after the annexation of any territory as aforesaid the ordinance of annexation, with a certificate of the president of the village that it has been duly ratified at an election held for that purpose, shall be recorded at length in the office of the register of deeds and in the office of the village clerk. All necessary expenses and charges attending upon such annexation shall be paid by such village; provided, that any such incorporated village when so enlarged shall have the requisite number of inhabitants to the square mile, as provided by section 854 of the revised statutes; and provided further, that the total area of such village shall not exceed in the aggregate four square miles.

SECTION 4. All acts and parts of acts conflicting with the provisions of this act are hereby repealed.

Approved March 31, 1883.

[No. 262, A.]

[Published April 14, 1883.]

CHAPTER 251.

AN ACT to amend sections 440, 503 and 514 of chapter 27 of the revised statutes, relating to the adoption of, and change in text books by school boards.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. That section 440, of chapter 27, of the revised statutes be, and the same is hereby

Relating to
change of
text books.