

No. 46, S.]

[Published March 31, 1899.

CHAPTER 78.

AN ACT authorizing the alteration and change of the boundaries of villages, incorporated under the general laws relating to incorporation of villages.

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

Boundaries,
how changed.

SECTION 1. The boundaries of any village within the state, incorporated under the general law relating to incorporation of villages, may be altered or changed by annexing new contiguous territory, or by disconnecting territory within its limits, or by both annexing new contiguous territory and disconnecting territory within its limits upon compliance with the provisions of this chapter.

Limitations of
territory and
requirements
as to number
of inhabitants.

SECTION 2. The boundaries of no village shall be altered or changed unless such village shall, if the alteration or change of boundaries be made, contain within its limits an area as required by section 854 of the Wisconsin statutes of 1898, and unless the resident population then remaining in the whole village as altered or changed shall be equal to the number required by said section.

Alterations or
change in
boundaries,
how accom-
plished.

SECTION 3. The person intending to make the application, as hereinafter provided for the alteration or change of the boundaries of such village shall cause to be made by a practical surveyor an accurate survey and map of the territory to be annexed or disconnected, and showing the course and distances of the boundaries and the quantity of land as will be contained in such village if such proposed alteration be made; the accuracy of both survey and map shall be verified by such surveyor's affidavit written thereon

or annexed thereto. They shall also cause to be taken an accurate census of the resident population of the territory to be contained in the village after the proposed change or alteration as it shall be on some day not more than ten weeks previous to the time of making such application, exhibiting the name of every head of a family and the name of every person a resident in good faith of such territory on such day, which shall be verified by the affidavit of the person taking the same affixed thereto.

SECTION 4. Such survey, map and census, when completed and verified as aforesaid, shall be left with the clerk of said village, subject to the examination of every person interested, for a period of three weeks from the posting or first publication of the notice of such application as hereinafter provided.

Survey, map and census to be filed with clerk of village.

SECTION 5. The intending applicants shall give notice that they will apply on some day therein specified to the circuit court of the county in which such village or any part thereof lies for an order altering or changing the boundaries of such village; and such notice shall describe the territory to be annexed or disconnected, and shall describe the boundaries of such village, as they shall be after the proposed alteration, by courses and distances and state that such survey, maps and census have been left with the clerk of such village.

Applicants for change to give notice. What to contain.

SECTION 6. If there be a newspaper printed within such village, such notice shall be printed therein once in each week for four consecutive weeks previous to the time specified for making such application, and if there be no such newspaper such notice shall be posted in at least three conspicuous places in such village at least four weeks prior to the time specified in said notice.

Notice to be printed.

SECTION 7. Such application shall be made by petition, subscribed by the applicant or applicants, who shall be either some officer or officers of said village acting under authority and

Application, how made out.

direction of the board of trustees of such village, or at least five tax-payers and residents of such village, and shall set forth a description of the territory to be annexed or disconnected, and shall also set forth the boundaries of the village as the same will be if the proposed change or alteration be made, with their courses and distances, the quantity of land therein embraced according to such survey, and the resident population therein contained according to such census; such survey, map and census and the affidavits verifying the same, and an affidavit that they were left with the clerk of the village as required herein, also a copy of the notice of application aforesaid, with an affidavit thereon or affixed thereto of the publication or posting of same as hereinbefore provided, shall be annexed to such petition, otherwise it shall not be acted on by the court; and it shall be presented at the time specified in the notice for presenting the same or as soon thereafter as the applicants can be conveniently heard in respect thereto.

Circuit court to hear all parties interested. Costs, how settled, if application is denied.

SECTION 8. The court shall hear all parties interested for or against such application who shall seasonably appear, may in its discretion adjourn such hearing from time to time, direct a re-survey to be made or another census taken by whomsoever it shall appoint, and refer any question for examination and report thereon, and if the court shall, after such hearing, deny such application, it may, in its discretion, by order, compel the applicants to pay such disbursements or any part thereof as shall have been incurred by the parties opposing the same.

If application is granted.

SECTION 9. If the court, after such hearing shall be satisfied of the correctness of any such survey or re-survey and census, that all the requirements of this act have been complied with, and that such village, after the proposed alteration or change, contains within its limit a population equal in number to that required by section 854 of the Wisconsin statutes of 1898, and that it contains an area as required by said sec-

tion, it shall make an order altering and changing the boundaries of such village as prayed for in said petition, said order shall describe the boundaries as altered and changed which shall be therein set forth by courses and distances; and if the court after such hearing shall be satisfied by affidavit or other due proofs that the board of trustees of such village has duly passed a resolution consenting to such proposed alteration or change and that all of the owners of property to be annexed, or disconnected, or annexed and disconnected, consent to such proposed alteration or change, the boundaries of such village shall be deemed altered and changed without any further acts, upon the recording of such order in the office of the register of deeds of the county in which said village may be located. But if no resolution shall have been passed by the board of trustees of such village consenting to such alteration or change or each owner of land to be annexed or disconnected shall not have consented to such alteration or change, then the order of the court shall direct a special election to be called by the trustees of such village as well as an election in such additional territory or disconnected territory by inspectors to be appointed by the court. If the majority of ballots in either the village or such territory shall have thereon the word "no" the alteration or change shall be void and no further action had under such application. But if the majority of the ballots in each be in the affirmative such boundaries shall be altered and changed from the time of recording such order of alteration or change with the register of deeds. The inspector of election on both the village and such territory shall make a similar statement to that required in section 865 of the Wisconsin statutes of 1898 and all proceedings shall be recorded as provided in said section 865. In all cases of an alteration or change of boundaries under the provisions of this act, like certificate and affidavit shall be filed in the office of the sec-

Board of trustees, duties of. Elections on question, how held.

retary of state as in the case of the incorporation of new villages.

SECTION 10. All acts and parts of acts in conflict with the provisions of this act are hereby modified, superseded or repealed to the extent that this act be carried into full force and effect.

SECTION 11. This act shall take effect and be in force from and after its passage and publication.

Approved March 30, 1899.

No. 62, S.]

[Published April 1, 1899.

CHAPTER 79.

AN ACT regulating the manufacture of cigars.

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

Shop on
ground floor.

SECTION 1. No shop or place wherein cigars are manufactured shall be located below the ground floor.

Space allowed
employes.

SECTION 2. Each employee in any shop or place wherein cigars are manufactured, shall, while actually employed, be allowed to use twenty square feet of surface space, unobstructed to the ceiling.

Requirements
as to size of
room.

SECTION 3. Every room wherein cigars are manufactured shall contain at least seven hundred cubic feet of air space. It shall in every part be not less than eight feet in height, from floor to ceiling, every window shall have not less than twelve square feet in superficial area, and the entire area of window surface shall not be less than twelve per cent. of the floor space of such room.

Ventilation of
room.

SECTION 4. Every room in which cigars are manufactured while work is carried on shall be