

day after the expiration of the time when it was contracted that the work should be completed, and,

Preamble. Whereas, the delay in completing the work under said contract was not due to any fault or negligence on the part of said general contractor, the Mueller Company, but was due to causes entirely beyond its control, now therefore,

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

Penalty clause may be waived. SECTION 1. The governor is hereby authorized and empowered to waive the provisions of the penalty clause of the contract of the state with L. J. Mueller and P. E. Mueller, co-partners under the firm name and style of "the Mueller Company" relating to the placing of a lighting and heating plant in the Capitol, in the settlement with said company and to relieve said company from the payment of any forfeiture to the state on account of delay in completing said contract.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved May 22, 1903.

No. 698, A.]

[Published June 1, 1903.]

CHAPTER 442.

AN ACT amendatory of section 3913 of the statutes of 1898, as amended by chapter 46 of the laws of 1901, and by chapter 146 of the laws of 1903, relating to the appraisal of real estate for sale in county courts.

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

SECTION 1. Section 3913 of the statutes of 1898, as amended by chapter 46 of the laws of 1901 and by chapter 146 of the laws of 1903, is hereby amended, so that said section when so amended, shall read as follows:

Appraisal and sale; how made. Section 3913. The county court may, in its discretion, authorize an executor, administrator, or guardian to have the lands which he may be licensed by said court to sell, appraised by three disinterested free holders of the county in which the lands or some part thereof lie. The appraisal shall specify the whole value of such lands, and separately the value of each lien and incumbrance thereon, and the net value of such lands after deducting all liens and incumbrances, as appraised by them, and such net value so fixed shall be the appraised value. Such appraisal shall be under oath, which oath and appraisal shall be certified in the usual form and filed in the court from which said license was issued. The executor, administrator or guardian so licensed shall offer the lands at public auction in the manner provided by law; and if at public auction no bid shall be made of a greater sum than the appraised value, such executor, administrator, or guardian may sell such lands at private sale at a price to be approved by the court licensing said sale, and if not sold within one year may be sold at public auction.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved May 22, 1903.

No. 89, A.]

[Published June 1, 1903.]

CHAPTER 443.

AN ACT to authorize the county of Wood to purchase a site for a county poor house and such other county building or buildings as may lawfully be designated and erected by the board of supervisors of said county; to make an appropriation therefor or to issue the bonds of said county and to provide for the payment thereof by the levy of taxes therefor.

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

County poor house site. SECTION 1. The county of Wood, in the state of Wisconsin, is hereby authorized and fully empowered to purchase a site for a county poor house and such