

elected and qualified, and in case of a vacancy occurring in the office of the said municipal judge, such vacancy shall be filled by appointment by the governor of this state, and the person so appointed shall continue in office for the residue of the term for which his predecessor was elected or appointed; provided, however, that upon the passage and publication of this act, the office of the judge of said court shall be deemed vacant and shall be filled by appointment by the governor * * * and the person thus appointed shall hold office until the first Monday in May, A. D. 1906, or until his successor is elected and qualified.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved May 25, 1905.

No. 727, A.]

[Published May 27, 1905.]

CHAPTER 258.

AN ACT to amend section 490 of the statutes of 1898 and validating actions taken in respect to organizing high schools.

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

High schools, how established. SECTION 1. Any town, village or city school district or sub-district which contains within its limits an incorporated village or which has a graded school of not less than two departments may establish and maintain not exceeding two high schools in the manner and with the privileges herein provided; but no such school shall be established or maintained unless twenty-five persons of school age, resident of the town, city or village or school district, or sub-district, pass a satisfactory examination in the branches required to be taught in the common school and are prepared to begin a high school course. The question of establishing such schools may be submitted by the town, district,

sub-district, village board or common council to the legally qualified voters at any annual or special meeting or election upon written resolution therefor proposed for adoption; provided that *ten day's* notice of such purpose embodying such resolution be given *by posting five copies thereof in five different public places in such town, village, city, school district or sub-district, or by publishing such notice in any newspaper published in any such town, village, city, school district or sub-district, ten days prior to the time set for holding such meeting.* In the case of a sub-district the meeting may be called by the clerk thereof. The vote shall be taken by ballot and canvassed according to the statutes for conducting elections in such municipality, those ballots in favor being written or printed "for high school," those opposed, "against high school." If the resolution be adopted such town, district, sub-district, village or city shall constitute a high school district. But this section shall not apply, to high schools already established. *No action heretofore taken by any town, village, city, school district or sub-district in voting to form a high school or joint high school shall be invalid by reason of any defect in the form of notice given or the time such notice shall have been given, posted or published; but all steps heretofore taken by any town, village, city, school district or sub-district in forming a high school or joint high school are hereby validated, and declared to conform to law.*

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

Approved May 25, 1905.