

many years past and now being in a ruinous and abandoned condition, no persons or association having any charge or care thereof for the past twenty years, all but a very few of the remains having been removed therefrom, and being in the neighborhood of private residences, and said city having for many years prohibited interments therein as being against the public health, the said cemetery is hereby vacated, and said city is authorized to take charge of the grounds therein, and, after six months from the passage of this act, to remove all the remains to suitable lots in Forrest Mound cemetery, situated in the said city of Waupun. Thereafter the use of said lands for interment shall be prohibited and the title thereto, free of any trust heretofore existing, if any, shall be vested in the said city of Waupun.

SECTION 2. The cemetery consisting of about one and one-half acres of land and known as the Upper Town cemetery situated on the corner of Beaver Dam and Grace streets, in the city of Waupun, Dodge county, having been for many years past and now being in a ruinous and abandoned condition, no person or association having any charge or care thereof for the past twenty years, all but a very few of the remains having been removed therefrom, and being in the neighborhood of private residences, and said city having for many years prohibited interments therein as being against the public health, the said cemetery is hereby vacated, and said city is authorized to take charge of the grounds therein, and after six months after the passage of this act, to remove all the remains to suitable lots in Forrest Mound cemetery, situated in the said city of Waupun. Thereafter the use of said lands for interment shall be prohibited and the title thereto, free of any trusts heretofore existing, if any, shall be vested in the said city of Waupun.

SECTION 3. This act shall take effect upon passage and publication.

Approved May 25, 1915.

No. 381, S.]

[Published May 27, 1915.

CHAPTER 128.

AN ACT to amend subsection 4 of section 1926 of the statutes, relating to the payment and use of fire department dues in cities, villages and towns.

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

SECTION 1. Subsection 4 of section 1926 of the statutes is amended to read: (Section 1926) 4. No city, village or town

shall be paid any fire department dues for any year unless the state fire marshal shall have certified to the commissioner of insurance that the requirements of section 1946i have been complied with as to such city, village or town, and any fire department dues paid into the state treasury for any city, village or town not entitled to receive the same may be expended by the state fire marshal for making the necessary inspections within any such city, village or town. *In any case where such fire department dues shall be withheld from any city, village or town where, under the statutes, the same shall be payable into any firemen's pension fund or other special funds for the benefit of disabled or superannuated firemen, an amount equal to the fire department dues so withheld shall be paid into such pension fund from any fund of such city, village or town available therefor, and if no such fund be so available, the same shall be included in and paid out of the next taxes levied and collected for such city, village or town.*

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

Approved May 25, 1915.

No. 465, S.]

[Published May 27, 1915.

CHAPTER 129.

AN ACT to amend section 2845 of the statutes, relating to notices of trial and the placing of causes upon the court calendar.

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

SECTION 1. Section 2845 of the statutes is amended to read: Section 2845. * * * *Actions pending on appeal from any inferior court may be noticed for trial and placed upon the calendar in the manner provided by section 113.09. The note of issue required by said section shall contain the title of the action, the names of the attorneys respectively, the time when issue was joined, and briefly state whether the issue be an issue of law or of fact, and if the latter, whether triable by the court or by the jury. If such note of issue be not filed the court may in its discretion direct the action when so noticed for trial to be placed on the calendar for the term.*

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

Approved May 25, 1915.