

No. 607, S.]

[Published July 28, 1919.]

CHAPTER 650.

AN ACT to repeal subsection 4 of section 1317m—3 and section 1317m—4 of the statutes, and to create a new section to be numbered section 1317m—4 of the statutes, relating to county aid for road construction in towns and villages.

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

SECTION 1. Subsection 4 of section 1317m—3 and section 1317m—4 of the statutes are repealed.

SECTION 2. There is added to the statutes a new section to be numbered and to read: Section 1317m—4. 1. The electors of any town or village, at any regular meeting, or legally called special meeting, may vote in addition to all other taxes, a special tax of not less than five hundred dollars for improving a portion of the system of prospective state highways by grading, draining, culverting, surfacing, or in other manner approved by the county state road and bridge committee. Cash donated to a town or village may be accepted by the town or village board for the purpose designated and the subsequent procedure shall be the same as if a tax of like amount had been voted by the electors. Not more than one improvement shall be made under the provisions of this section in any one town or village in any one year. Construction under this section shall not be performed in villages along blocks or equivalent distances where more than one-half of the sixty-six foot lots have buildings upon them. The total amount of such tax voted or of donations made and accepted or of both in any town or village shall not exceed the amount produced by a tax of one mill upon the assessed valuation of the town or village, unless the minimum amount above specified shall produce a tax greater than one mill, in which case the said total amount shall not exceed five hundred dollars. Said special tax or taxes shall be collected in money and paid into the county treasury at the same time the county taxes are paid in.

2. Whenever a town or village has determined to levy a tax for an improvement in accordance with the provisions of subsection 1 of this section, the town board or the village board shall, on or before the first day of the annual meeting of the county board, through the county clerk, petition the county board to allot and appropriate at least an equal amount to cover the county's share of the cost of the improvement. Said petition shall state the location of the section of the road to be improved,

the character of the improvement desired, and the amount which the town or village has made available for the work.

3. Upon receiving the petition in accordance with the provisions of subsection 2 of this section, the county board shall appropriate to each town or village an amount at least equal to the amount voted by the electors of said town or village, and the total amount so required to be levied shall be levied on all the taxable property in the county; provided that no county board shall be compelled to levy more than two thousand dollars in any one year for work in any one town or village, but in its discretion the county board may do so.

4. Work provided for in any one year by any town or village shall be performed the succeeding year in such manner as the county state road and bridge committee shall determine. The work may be let by contract or be performed by county forces, or by arrangements with the said committee, by town or village forces under such safeguards as the said committee may prescribe. In all cases payment for the work as performed shall be made from time to time out of the county treasury upon order of the said committee or its authorized representative. No work shall be performed unless satisfactory plans are prepared and approved by the committee. The state highway commission may, upon request of the committee, make the surveys and plans for any improvement to be made under this section. The cost of the surveys and plans, when made either by the state highway commission or by others, shall be paid out of the funds provided for the improvement.

5. On day labor construction, up to the limit of the county machinery available and not required in other county construction operations, the county shall furnish the tools and machinery required. If no county tools or machinery are available, the town or village shall furnish any tools or machinery they may have available, and if nevertheless tools or machinery have to be rented, the rental shall be a charge against the funds available for the improvement. In case work is let by contract, the contractor shall furnish all tools and machinery unless the county or town or village shall have surplus tools or machinery available for his use.

6. All roads built under the provision of this section shall be thereafter maintained by the county until their reconstruction of a higher type is ordered by the county board, when such reconstruction shall be financed as the board shall direct under the

terms of the then existing laws providing for construction or reconstruction of the kind contemplated.

7. There shall be included in the annual report of the county highway commissioner a report of all funds available for work under this section and of the expenditure thereof and of the amount and kind of construction performed and its unit cost.

8. Any town which did, before the passage and publication of this act, vote a tax for the improvement of a portion of the system of prospective state highways, may submit its petition to the county board at the November, 1919, session, and the petition shall, up to the limits specified in this section as to taxes and single improvements, have the same force and effect as if the town electors had voted a tax after the passage and publication of this act.

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

Approved July 24, 1919.

No. 638, A.]

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CHAPTER 651.

AN ACT to create section 1410b—5 and subsection (8) of section 20.59 of the statutes, relating to the licensing of condensaries and canning factories, and making an appropriation.

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

SECTION 1. A new section is added to the statutes and a new subsection is added to section 20.59 to read: Section 1410b—5. 1. On and after April 1, 1920, no person, firm or corporation shall operate a condensary or canning factory in this state, without first obtaining a license therefor from the dairy and food commissioner, as hereinafter provided. Such licenses shall be granted under such reasonable rules and regulations as the dairy and food commissioner may, from time to time, prescribe. Upon filing application for a license to operate a condensary or canning factory, the dairy and food commissioner shall issue a permit to such applicant to operate the same. Such permit shall have the full force and effect of a license to operate such condensary or factory, only until a license shall have been issued to the applicant, or until such applicant shall have been notified of the denial of such application.

2. As soon as convenient after the filing of such application, the dairy and food commissioner shall cause an investigation to