

No. 242, S.]

[Published March 22, 1921.

CHAPTER 39.

AN ACT to appropriate a sum of money therein named to the State Department of Engineering.

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

SECTION 1. There is appropriated to the state department of engineering from any moneys in the general fund not otherwise appropriated not to exceed seventeen thousand eight hundred forty-three dollars and seventy-five cents as an emergency fund, and in addition to all other appropriations for the purchase of coal, freight on coal, and cost of handling coal for the light, heat and power plant for the capitol and the heating plant for the executive residence for the fiscal year ending June 30, 1921.

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

Approved March 18, 1921.

No. 8, A.]

[Published March 23, 1921.

CHAPTER 40.

AN ACT to detach certain territory from the towns of Commonwealth and Homestead, in Florence county, and to create the town of Fence, to provide for town meetings therein and for the final settlement between said towns.

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

SECTION 1. All that portion of the present town of Commonwealth, situated in Florence county, in the state of Wisconsin, and described as follows, to wit: All of townships thirty-eight north, of range fifteen east, thirty-eight north, of range sixteen east, and sections four, five, six, seven, eight, seventeen, eighteen, nineteen, twenty, twenty-nine, thirty, thirty-one, and thirty-two of township thirty-eight north, range seventeen east, all of the fourth principal meridian in the state of Wisconsin and now forming part of the present town of Commonwealth, in said county, is hereby set off and detached from the said town of Commonwealth, and sections nine, sixteen, twenty-one, twenty-eight and thirty-three of township thirty-eight north, range seventeen east, of the fourth principal meridian in the state of Wisconsin, and now forming a part of the town of Homestead, in Florence coun-

ty, are detached from said town of Homestead and such territory detached from the towns of Commonwealth and Homestead is created and constituted a separate town to be known and designated as the town of Fence.

SECTION 2. Sections one, two and three of township thirty-eight north, range seventeen east, and section six of township thirty-eight north, range eighteen east, all in said county and now a part of the town of Commonwealth, are detached from said town of Commonwealth and attached to and made a part of the town of Homestead in said county.

SECTION 3. The first town meeting of said town of Fence shall be held in the schoolhouse located at Harrison's Corners in the northeast quarter of the southeast quarter of section twenty-five, township thirty-eight north, range sixteen east, on the first Tuesday in April, 1921, and at such town meeting the qualified electors of said town shall, by ballot, elect town officers for said town, and shall have the power to do any and all things that qualified electors of any duly organized town have the power to do. For the purpose of such town election the qualified electors of said town, assembled at the place aforesaid, shall, between the hours of nine and eleven o'clock, in the forenoon of said day, choose three of their number to act as inspectors, and two to act as ballot clerks of the election, and one to act as clerk of the election board, and such inspectors, ballot clerks and clerk of the election board shall, upon entering upon their respective duties, severally take the usual oath of office, and file the same with their returns and such inspectors and clerk of the election board shall respectively canvass and return the vote cast at such election, in all respects as provided by law for inspectors and election clerks at annual town meetings.

SECTION 4. Notice of said first town meeting shall be given by posting of notices thereof in at least five public places in said town at least five days before the time of holding said first town meeting, by any duly qualified elector of said town, who shall make the proper affidavit of such posting and file the same on the day of said first town meeting with the inspectors chosen at said meeting to conduct the same.

SECTION 5. When said town meeting shall have been held as herein provided and the town officers required by law duly elected and qualified the said town of Fence shall be deemed and shall be duly organized and shall possess all the rights, powers, privi-

leges and authority, and shall be subject to all the liabilities of other towns of said state.

SECTION 6. The assets, credits, indebtedness and liabilities as between said towns of Fence and Commonwealth, shall be apportioned according to the provisions of section 60.05 of the statutes, except that in fixing the per cent of assets and credits accrued and indebtedness and liabilities chargeable to said towns of Fence and Commonwealth the apportionment and division shall be made pro rata according to the assessment rolls of the town of Commonwealth for the year 1920. And the town board of the town found to be indebted to the other shall have the power to levy a tax upon all the taxable property in the town so found to be indebted to pay such indebtedness.

SECTION 7. The supervisors of the towns of Fence and Commonwealth shall, on the third day of May, A. D. 1921, at ten o'clock in the forenoon, meet at the town hall in the unincorporated village of Commonwealth, in the town of Commonwealth, for the purpose of making a settlement between said towns according to the provisions of this act, and at said meeting, or any subsequent or adjourned meeting, held by said town boards of supervisors, any three of the supervisors shall have full power and authority to send for and have brought before them at such meeting any persons, books, papers and records necessarily involved or needed in the settlement between said towns of Commonwealth and Fence; the town clerk of the town of Commonwealth shall be and act as clerk of such joint meeting, and the clerk of the new town of Fence shall be present and assist as such clerk, and sufficient duplicates or copies of all proceedings had shall be made, in order that each town shall have at least one for the use and information of the town clerk and town board of supervisors thereof. Each town shall be chargeable with the expense and for the service of its own officers only, and the bills therefor shall be audited and paid by the respective towns of Fence and Commonwealth as other bills are by law authorized to be paid.

SECTION 8. The town of Fence shall take the territory detached from the town of Homestead and attached to the town of Fence free from all liabilities and indebtedness and without any assets, and no settlement shall be had between the town of Fence and the town of Homestead.

SECTION 9. The town of Homestead shall take the territory detached from the town of Commonwealth and attached to the

town of Homestead free from any liabilities or indebtedness of the town of Commonwealth and receive and take none of the assets of the town of Commonwealth and there shall be no settlement between the town of Commonwealth and the town of Homestead.

SECTION 10. This act shall take effect upon passage and publication.

Approved March 18, 1921.

No. 3, A.]

[Published March 23, 1921.

CHAPTER 41.

AN ACT to create subsection (2a) of section 20.60 of the statutes, relating to the department of agriculture and making an emergency appropriation.

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

SECTION 1. A new subsection is added to section 20.60 of the statutes to read: (20.60) (2a) Twenty-seven thousand dollars available immediately, as an emergency fund for the payment of claims presented by farmers for reacting tubercular animals, over and above the appropriation heretofore made for the payment of such claims for the year commencing July 1, 1919, and ending July 1, 1920. Any portion of such twenty-seven thousand dollars which is not paid out by January 1, 1922, shall be returned to the general fund of the state treasury.

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

Approved March 18, 1921.

No. 243, S.]

[Published March 23, 1921.

CHAPTER 42.

AN ACT appropriating a sum of money therein named to the free library commission for the execution of the functions of the legislative reference library during the 1921 session of the legislature.

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

SECTION 1. There is appropriated from the general fund to the free library commission for the legislative reference library, three thousand dollars, in addition to all other money appro-