

purchase fund. This section shall not authorize the exchange or sale of any lands within eighty rods of any lake, nor shall this section authorize any exchange, sale or purchase after July 1, 1927.

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

Approved May 27, 1925.

No. 202, S.]

[Published May 29, 1925.

### CHAPTER 207.

AN ACT providing for the acquisition of lands by cities outside their limits for waterworks and to amend paragraph (a) of subsection (2) of section 62.22, and paragraph (a) of subsection (8) of section 66.06, relating thereto.

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

SECTION 1. Paragraph (a) of subsection (2) of section 62.22 and paragraph (a) of subsection (8) of section 66.06 of the statutes are amended to read: (62.22) (2) (a) Cities operating sewage disposal plants or waterworks, may upon a three-fourths vote of the council, acquire by gift, purchase or condemnation lands lying beyond the limits of said cities for the purposes of such plants or for the purpose of carrying away the discharge  
 \* \* \* therefrom.

(66.06) (8) (a) Any town, village or city may construct,  
 \* \* \* acquire or lease any plant and equipment located within or without the municipality, and including interest in or lease of land, for furnishing water, light, heat, or power, to the municipality, or to its inhabitants or for street railway purposes; may acquire a controlling portion of the stock of any corporation owning private waterworks or lighting plants and equipment; and may purchase the equity of redemption in a mortgaged or bonded waterworks or lighting system, including the cases where the municipality shall in the franchise have reserved right to purchase. The character or duration of the franchise, permit or grant under which any public utility is operated, shall not affect the power to acquire the same hereunder. Two or more public utilities owned by the same person or corporation, or two or more

public utilities subject to the same lien or charge, may be acquired as a single enterprise under any proceeding heretofore begun or hereafter commenced, and the board or council may at any time agree with the owner or owners of any public utility or utilities as to the agreed value thereof, and to contract to purchase or acquire the same hereunder at such value, upon such terms and conditions as may be mutually agreed upon between said board or council and said owner or owners.

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

Approved May 27, 1925.

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No. 179, S.]

[Published May 29, 1925.

### CHAPTER 208.

AN ACT to amend subsection (1) of section 197.04 of the statutes, relating to the discontinuance of condemnation proceedings for the acquisition of public utilities.

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

SECTION 1. Subsection (1) of section 197.04 of the statutes is amended to read: (197.04) (1) Any municipality having determined to acquire an existing plant or any part of the equipment of a public utility as provided by sections 196.01 to 197.10, of the statutes, may discontinue all proceedings to that end at any time \* \* \* within \* \* \* *ninety* days after the final determination of compensation by the railroad commission by a resolution to that effect by its common council, commission council, village board or town board, provided that such resolution shall not be of force and effect until \* \* \* *ninety* days after its passage and publication. If within said \* \* \* *ninety* days a petition shall be filed with the clerk of such municipality in a city of the first class signed by five per centum and in all other cities by ten per centum of the electors thereof requesting that the question of discontinuing said proceeding to acquire such plant or equipment be submitted to the electors, such question shall be submitted to the said electors at any general election or at any regular municipal election that may be held not less than thirty, and not more than *thirty-five*, days from