

made or relief granted, where a court or judge having jurisdiction thereof has previously denied the same in substance or effect.

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

Approved June 27, 1925.

No. 492, S.]

[Published July 2, 1925.

CHAPTER 429.

AN ACT to amend subsection (4) of section 20.49 of the statutes and paragraph (h) of section 5 of chapter 11, Laws of 1925, relating to state aid for the maintenance of swing and lift bridges. *The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:*

SECTION 1. Subsection (4) of section 20.49 of the statutes and paragraph (h) of section 5 of chapter 11, Laws of 1925, are amended to read: (20.49) (4) On July 1, 1926, and annually thereafter, to the counties, cities and villages of the state, for the maintenance of the state trunk highway system within their limits and for connecting streets in cities between portions of the state trunk highway system and for swing or lift bridges on such system *and such connecting streets*, * * * the following sums: each county shall receive for each mile which is a primary federal aid highway, the sum of five hundred dollars, for each mile which is a secondary federal aid highway, the sum of four hundred dollars, and for each mile of the system not a federal aid highway, the sum of three hundred dollars. Each city shall receive for each mile of streets within its limits, selected by the highway commission, not a part of the state trunk highway system but forming connections through said city between portions thereof, or between such system and the highway systems of adjoining states, the same amount per mile as the county receives for portions of the state trunk highway system of like classification. Of these sums, not more than two per cent shall be used to pay the cost of supervision by the highway commission. Each county, city or village which maintains a free swing or lift bridge, more than fifty feet in length, on the state trunk highway system, or on a street selected by the commission as forming a connection

*through a city between portions thereof, * * ** shall receive the following sums: If such bridge is less than one hundred feet in length, one thousand dollars; if more than one hundred feet but not more than one hundred and fifty feet in length, two thousand dollars; if more than one hundred and fifty feet but not more than two hundred feet in length, three thousand dollars; if more than two hundred feet but not more than two hundred and fifty feet in length, four thousand dollars; if more than two hundred and fifty feet in length, five thousand dollars. The funds herein allotted on account of any street within a city, not a portion of the state trunk system, or on account of any swing or lift bridge, shall be held to the credit of the county, city or village and such portions thereof shall be paid to the proper county, city or village treasurer as the clerk of said county, city or village shall certify that the county, city or village has spent in construction or maintenance on said connecting street or swing or lift bridge. Any city may arrange to have any work on connecting streets, or swing or lift bridges, for which an allotment is made under this section, performed by the county and in that case the allotment shall be expended as if made to the county.

(Laws of 1925, Chap. 11) (Section 5) (h) After the above amounts have been set aside, the following sums are appropriated and shall be allotted by the state highway commission as of July 1, 1925, to the several counties, cities and villages of the state for the maintenance of the state trunk highway system lying within said counties, cities and villages. Each county, city and village, which maintains a free swing or lift bridge, on the state trunk highway system, *or on a street selected by the commission as forming a connection through a city between portions thereof * * ** shall be entitled to receive for the maintenance of each swing or lift bridge over fifty feet in length on such state trunk highway system within its limits the following sums: If such bridge is not over one hundred feet in length, one thousand dollars; if over one hundred feet but not over one hundred and fifty feet in length, two thousand dollars; if over one hundred and fifty feet but not over two hundred feet in length, three thousand dollars; if over two hundred feet but not over two hundred and fifty feet in length, four thousand dollars; if over two hundred and fifty feet in length, five thousand dollars. Each county shall be entitled to receive three hundred dollars for each mile of the

state trunk highway system lying within its limits. In computing the amount to be allotted to each county for the maintenance of the state trunk highway system lying therein, the state highway commission shall add to the state trunk highway mileage lying in each county the mileage of streets in cities, not a part of the state trunk highway system but forming connections through said cities between state trunk highways, and between state trunk highways and the highway systems of adjoining states, which connections shall be selected, measured and marked by the state highway commission. The funds allotted to any county on account of said streets shall be held to the credit of the proper city and such portion thereof shall be paid to the proper city treasurer, on order of the county highway committee, as the city clerk shall certify that the city has spent in construction or maintenance on said connecting streets.

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

Approved June 27, 1925.

No. 114, S.]

[Published July 2, 1925.

CHAPTER 430.

AN ACT to amend subsection (1) of section 85.08 and to create subsection (4) of section 85.22 of the statutes, relating to persons who may drive motor vehicles and providing a penalty for driving any such vehicle while intoxicated.

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

SECTION 1. Subsection (1) of section 85.08 of the statutes is amended to read: (85.08) (1) No person under the age of sixteen years unless accompanied by an adult and no intoxicated person or person subject to epilepsy shall operate any automobile, motor truck, motor delivery wagon, automobile bus, motor cycle or other similar motor vehicle on any highway.

SECTION 2. A new subsection is added to section 85.22 of the statutes to read: (85.22) (4) Whenever any person is adjudged guilty of having driven an automobile, motor vehicle, motor truck, motor delivery wagon, automobile bus or other similar motor vehicle while intoxicated, the court in addition to imposing a fine