

No. 746, A.]

[Published July 30, 1953.]

CHAPTER 515

AN ACT to renumber and amend 236.17; and to create 236.17 (2) of the statutes, relating to permitting municipalities to vacate certain lands platted as a public square.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 236.17 of the statutes is renumbered 236.17 (1) and amended to read:

236.17 (1) Upon the application of the proprietors of any recorded plat of land, or upon the application of the proprietors of any part of any such plat or of any lot therein, the circuit court for the county may alter or vacate such plat or any part thereof except such parts thereof as have been dedicated to and accepted by the public for public use *not falling within the provisions of sub. (2)*. Notice of such application shall be given by posting a written notice thereof in at least 2 of the most public places in the county and by publishing a copy of the same in a newspaper published or circulated in said county once in each week, at least 3 weeks prior to the time the application is to be made, and by the service of such notice in the manner required for the service of a summons in the circuit court on the town, city or village in which such plat or part thereof is situated and also upon the county in all cases provided for in s. 236.06 (1) (i), at least 3 weeks previous to the time fixed by the notice for making such application.

SECTION 2. 236.17 (2) of the statutes is created to read:

236.17(2) Any city, town or village to which was conveyed, prior to January 1, 1853, land platted as a public square may vacate such plat in the manner prescribed by sub. (1), providing the land was never in fact utilized by the municipality as a public square.

Approved July 9, 1953.