

turns shall be found to be so informal or incomplete that the board cannot canvass them, they shall dispatch a messenger to the inspectors who made the returns, commanding them to complete the returns in the manner specified by law, and such corrected returns shall forthwith be returned to the canvassers for their further action, and for the reception of such returns the board may adjourn for a time not exceeding four days.

Informal returns to be returned to canvassers for correction.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved March 5, 1875.

## CHAPTER 341.

[Published March 22, 1875.]

AN ACT to amend chapter 169, of the general laws of 1873, entitled, "an act to revise the charter of the city of Chippewa Falls."

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

SECTION 1. Section 1, subdivision chapter 2, chapter 169, of the general laws of 1873, entitled, "An act to revise the charter of the city of Chippewa Falls," is hereby amended, by adding thereto, after the word "west," in the thirteenth line of said section, the words, "and the northwest quarter of the northeast quarter, and lots seven and eight, in section 5, town 28, north or range 8 west, and the southeast quarter, of section 32, in town 29, range 8 west."

Amended.

SECTION 2. Section 2, subdivision chapter 3, of said chapter 169, is hereby amended, so as to read as follows: The elective officers of said city shall be a mayor, a treasurer, one police justice for the city at large, three aldermen, two justices of the peace, and one constable for each ward. The mayor, treasurer and assessor shall be qualified voters and freeholders in the said city, and the ward officers shall be qualified voters and free holders in the ward for which they are elected. All other officers and agents including one assessor for the city at large, of said city, shall be appointed by the common council. All elective officers of said city, except justices of the peace and

Amended.

Terms of office.

police justices, shall, unless otherwise provided, hold their respective offices for one year, and until their successors are elected and qualified; *provided, however,* the common council shall have power for due cause, to expel any of their own number, and to remove from office any officer or agent under the city government, due notice being first given to the officer complained of. The justices of the peace shall hold their offices for two years and until their successors are elected and qualified. The mayor shall have power to suspend any officer or agent appointed by the common council, when complained of in writing, until the common council shall take up his case and dispose of it, and he shall have power to fill any vacancy thus created, for the time being.

Power of council to remove from office.

Powers of mayor to suspend from office and fill vacancies.

Amended.

Vacancies to be filled by common council.

Persons appointed to fill vacancy to serve for unexpired term.

SECTION 3. Section 3, subdivision chapter 3, of said chapter 169, is hereby amended, so as to read as follows: Whenever a vacancy shall occur in the offices of mayor, treasurer, alderman, police justice, or justice of the peace, such vacancy happening in any other office shall be filled by the common council. The person elected or appointed to fill any vacancy, shall hold his office and discharge the duties thereof for the unexpired term, and with the same rights, and subject to the same liabilities, as the person whose office he may be elected or appointed to fill.

Amended.

Qualification of electors.

SECTION 4. Section 5, subdivision chapter 3, of said chapter 169, is hereby amended so as to read as follows: All persons entitled to vote for county or state officers, and who shall have resided in said city for one year, next immediately preceding the election, [and] for six months in the ward where they offer to vote, and who shall have paid their poll tax, as required by law, for the year next preceding the election, shall be entitled to vote for any officer entitled to be elected under this law, and to hold any office hereby created.

Amended.

Payment of poll tax.

SECTION 5. Section 7, subdivision chapter 3 of said chapter 169, is hereby amended, by inserting after the word "election," where it occurs in the fourteenth line of said section, the words, "that you have paid your poll tax for the year next immediately preceding this election."

Amended.

Orders to be canceled.

SECTION 6. Section 6, subdivision chapter 4 of said chapter 169, is hereby amended by adding thereto, at the end of said section, the words: "That the said treasurer shall, on receipt of any city order, cause the same to be cancelled by stamping the same, upon

the face thereof, with a cancellation stamp, to be provided by said city for that purpose."

SECTION 7. Subdivision 1st, of section 3 of subdivision chapter 5 of said chapter 169, is hereby amended so as to read as follows, viz: "1st. To license, regulate, suppress and prohibit the exhibition of common showmen, or shows of any kind, or the exhibition of caravans, circuses, or theatrical performances, billiard tables, bowling saloons, nine or ten pin alleys, and of stores, auction houses, groceries, taverns, victualing houses, and of all persons vending or dealing in spirituous, vinous or fermented liquors, and may prohibit and suppress the same; and may, for any violation of any of the conditions of such license, on complaints thereof, on oath, in writing, revoke such license; and to provide for the abatement and removal of all nuisances under the ordinances of said city, the laws of the state, or at common law; *provided*, that the license for so dealing in or vending spirituous, vinous or fermented liquors shall not be less than one hundred dollars, nor more than three hundred and fifty dollars. That all moneys derived from licenses granted under the provisions of this chapter, shall be paid into the city treasury, and become and be a general fund of said city, for the use of said city, subject only to the order of the common council. That all such licenses hereafter granted shall run from the first day of May in each year; *provided, however*, that when any such license may be applied for after that date, the same may be granted, to expire on the said first day of May of each year, on the applicant's paying pro rata therefor. But no license shall be granted for a longer term or period than one year.

Amended.

Power of common council to regulate shows, theaters, saloons, etc.

Licenses.

SECTION 8. Section 5, of subdivision chapter 6, of said chapter 169, is hereby amended, so as to read as follows: "Section 5. No account shall be allowed, by the common council, unless the same is itemized and verified by the owner thereof, or by some person in his behalf."

Amended.

Accounts to be itemized.

SECTION 9. Section 8, subdivision chapter 6, of said chapter 169, is hereby amended so as to read as follows: "Section 8. No action shall hereafter be maintained by any person or corporation, against said city, upon any account, claim or demand whatever, against said city, other than a city bond or city order, unless such person or corporation shall first have presented his or its claim to the common council of said city.

Amended.

Accounts to be presented before action can be commenced.

- Amended. SECTION 10. Section 5, subdivision chapter 8, of said chapter 169, is hereby amended so as to read as follows: "The mayor, city clerk, city treasurer, the senior alderman of each ward, and the assessor, shall constitute the city board of equalization, and shall meet at the office of the city clerk, in said city, on the first Monday of July in each and every year, at nine o'clock in the forenoon, and shall proceed in all respects, so far as the same is applicable, reviewing, correcting and equalizing the assessment roll of the several wards in the city. The mayor shall be president of the board of equalization, and the city clerk shall be the clerk thereof."
- Board of equalization—its duties. Amended. SECTION 11. Section 3, subdivision chapter 9, of chapter 169, is hereby amended by inserting therein after the word "officer," in the 10th line of said section, the words, "subject nevertheless to the approval of the common council."
- Amended. SECTION 12. Section 4, of subdivision chapter 11, of said chapter 169, is hereby amended, by striking out the word "twenty," where it occurs in the twenty-second line of said section 4, and inserting in lieu thereof, the word "ten."
- Amended. SECTION 13. Section 5, of subdivision chapter 11, of said chapter 169, is hereby amended, by striking out the word "five," and inserting in lieu thereof, the word "twenty-five."
- Amended. SECTION 14. Section 8, of subdivision chapter 11, of said chapter 169, is hereby amended by inserting after the word "grading," in the fifth line of said section, the word "claying;" and after the word "council," in the fifteenth line of said section, the words "*provided further*, that the common council may order and direct such cost and expense to be paid equally by all of the lots, or part of lots fronting upon the entire street or upon the lots or parts of lots fronting upon that portion of the street actually graded, upon the basis of a uniform frontage of lots."
- Expense to be charged to lots. Amended. SECTION 15. Section 6, of subdivision 12, of said chapter 169, is hereby amended by striking out the word "shall," in the twelfth line of said section, and inserting in lieu thereof the word "may;" and by striking out the word "unless," in the fifteenth line of said section and inserting in lieu thereof the word "if;" and by striking out the word "against," in the seventeenth line of said section, and inserting in lieu thereof the words "in favor of."

Approved March 5, 1875.