

shall also contain a detailed statement of the amount of money expended by him under the provision of this act, and for what purpose paid out.

SECTION 5. Any person, a resident of this state, shall have the privilege and the right to attend on such investigations and working experiments, during working hours, free of charge, and it is hereby made the special duty of the said professor of agriculture, and the said chemist, to render to such persons all the aid and information within their knowledge, relating to the experiments and practical workings of the business under their charge, as provided in this act. Right of citizens to witness experiments.

SECTION 6. This act shall take effect and be in force from and after its passage and publication.

Approved March 28, 1881.

[No. 165, A.]

[Published March 30, 1881.]

## CHAPTER 212.

AN ACT to amend the charter of the city of Waupaca.

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

SECTION 1. Section one of sub-chapter two of chapter two hundred and thirty-eight, of the laws of the state of Wisconsin for the year 1876, entitled an act to revive, consolidate and amend an act entitled an act to incorporate the city of Waupaca, is hereby amended so as to read as follows: Section 1. The elective officers of said city shall be a mayor, a treasurer, an assessor, a city clerk, a police justice of the city at large, one alderman, one supervisor and one justice of the peace for each ward, which said officers shall hold their respective offices as follows: The mayor, treasurer, assessor, city clerk, alderman and supervisor for one year; the police justice and justices of the peace, for two years. The mayor, treasurer, assessor, city clerk and police justice shall be qualified voters and residents of said city, and the ward officers shall be qualified voters and residents of the respective wards for which they are elected. Elective officers.

SECTION 2. Subdivision one, of section three, of sub-chapter four, of said chapter two hundred and thirty-eight, laws of 1876, is hereby amended so as to read as follows: To license and regulate the exhibition of common showman or shows of any kind, or the exhibition of caravans, circuses, or theatrical performances, billiard tables, bagatelle tables, pigeon hole Powers of common council.

tables and bowling saloons, and so forth, and to provide for the abatement and removal of nuisances, under the ordinances, or at common or statute law, and to grant licenses for selling spirituous, vinous or fermented liquors, and to regulate and license groceries, taverns, victualing houses, and all persons vending or dealing in spirituous, vinous, or fermented liquors, and to revoke the same for a violation thereof, provided that the sum to be paid for any such license shall not be less than the amount fixed and provided by the laws of the state, and that no license shall be granted for a longer time than until the first day of May next after the date of filing the application for such license in the office of the city clerk, and in case the person so applying for a license shall have a former license within a year next preceding such application, then such license shall be granted for the term of one year from the first day of May next prior to the date of the application for license, provided that the common council may in its discretion, grant licenses for the term of six months, in case application be made after the first day of November.

Council may  
lay out streets,  
squares, etc.

SECTION 3. Section one, of sub-chapter five, of said chapter two hundred and thirty-eight, laws of 1876, is hereby amended so as to read as follows: The common council shall have the power to lay out public squares, grounds, streets and alleys and to widen the same, and to make all necessary and proper improvements within the limits of said city, as follows: Whenever ten or more freeholders, residing in any one ward, shall by petition represent to the common council that it is necessary to take certain lands within the ward where such petitioners may reside, for public use, for the purpose of laying out public squares, grounds, streets or alleys, or the enlarging or widening of the same or for other public improvements, the courses and distances, metes and bounds of the lands proposed to be taken, together with the names and residences of the owners of such premises, if the same shall be known to the petitioners, to be set forth in such petition, the common council shall thereupon cause notice of such application to be given to the occupant or occupants, owner or owners of such land, or if a portion of such land shall not be in the actual occupation of any person, and the owner or owners are non-residents of the said city, or are unknown, then the common council shall cause such notice, describing as near as may be the premises proposed to be taken, to be published in

the official paper for three weeks, at least once in each week.

SECTION 4. Section two of said subchapter five is hereby amended so as to read as follows: Such notice shall state that on a certain day therein to be named, not less than ten days from the service of such notice, or the expiration of such publication, as the case may be, application will be made to the judge of the circuit or county court of Waupaca county, or the police justice, or any justice of the peace of said city, for the appointment of a jury to view said premises, and to determine whether it will be necessary to take the same for the purposes specified in such petition.

Application for jury to view premises.

SECTION 5. Section three of said subchapter five, is hereby amended so as to read as follows: Upon the presentation of such application, and upon proof of publication or service of the notice herein required, the said judge or justice shall thereupon appoint six reputable freeholders, residents of the city, but not residents of the ward in which such premises may be, or interested in such application; the said judge or justice shall thereupon issue his precept or summons, directed to such jurors, requiring them within ten days, to view said premises to be specified in said precept or summons, and to make return under their hands to the common council whether in their judgment it is necessary to take said premises for the purpose specified in such application.

Appointment of jury.

SECTION 6. Section four, of said subchapter five, is hereby amended so as to read as follows: If any of the jurors so appointed shall be disqualified from acting, or shall refuse to act, the judge or justice shall appoint others in their places, and a memorandum of such substitution shall be indorsed upon the precept or summons.

To fill vacancy in jury.

SECTION 7. Section six, of said subchapter five, is hereby amended so as to read as follows: After viewing the premises, and hearing such testimony as may be offered, the jurors shall make a report of their proceedings, which shall be signed by them respectively, and which shall state whether, in their judgment, it is necessary to take the premises in question for public use, which said report, testimony and precept or summons, shall be returned to the common council within the time limited therein.

Report of jury.

SECTION 8. Section four, of subchapter three, is hereby amended so as to read as follows: The city clerk shall keep the corporate seal and all the papers

Duty of city clerk.

and records of the city; he shall have the right to procure suitable and proper books, blanks and stationery for his office at the expense of the city; he shall attend the meetings and keep a record of the proceedings of the common council. The records of the common council kept by him shall be evidence in all legal proceedings, and copies of all papers filed in his office, and transcripts from the records certified by him under the corporate seal, shall be evidence in like manner, as if the originals were produced. He shall keep a full and accurate account of all certificates of appropriation and orders drawn on the city treasurer, in a book provided for that purpose, and shall keep an accurate account with the treasurer, and charge him with all the tax lists delivered to him for collection, and all sums of money paid into the treasury. Whenever the clerk shall be absent from any meeting, the city council may appoint a clerk pro tem.; the city clerk shall have power and authority to administer oaths and affirmations, and take acknowledgments of deeds and other instruments; he may appoint a deputy in writing, under his hand, and file such appointment in his office, and such deputy, in case of absence or disability of the clerk, shall act in his place.

SECTION 9. This act shall take effect and be in force from and after its passage and publication.

Received by the governor March 23, 1881.

Received by the secretary of state March 29, 1881.

Note by secretary of state.

NOTE BY THE SECRETARY OF STATE.—The foregoing act having been presented to the governor for his approval, and not having been returned to the house of the legislature in which it originated within the time prescribed by the constitution of the state, has become a law without his approval.

[No. 17, A.]

[Published March 31, 1881.]

## CHAPTER 213.

AN ACT in relation to public printing in Portage county.

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

Acts of county board legalized

SECTION 1. Chapter two hundred and eighteen of the private and local laws of the state of Wisconsin, for the year A. D. 1868, is hereby declared to be in full force and effect, and all acts of the county board of the said county of Portage, in awarding contracts for the public printing, under and by virtue of said chapter two hundred and eighteen, since the passage and publication of said act, are hereby declared to be legal.