

so as to read as follows: Section 4633. When a fine is imposed as the whole or any part of the punishment for any offense, by any law, the court shall also sentence the defendant to pay the costs of the prosecution, and the costs incurred by the county at request of the defendant, and to be committed to the county jail until the fine and costs are paid or discharged; but the court shall limit the time of such imprisonment in each case in addition to any other imprisonment, in its discretion, in no case, however, to exceed six months; and the court may also issue an execution against the property of the defendant for said fine and costs.

Approved March 11, 1881.

[No. 113, A.]

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### CHAPTER 73.

AN ACT to amend chapter one hundred and ninety of the general laws of 1879, entitled an act relating to the division of towns and amendatory of section six hundred and seventy-one of the revised statutes of 1878.

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

Division of  
towns.

SECTION 1. Section one of chapter one hundred and ninety of the laws of 1879, entitled: "An act relating to the division of towns and amendatory of section six hundred and seventy-one of the revised statutes of 1878," is hereby amended by adding at the end of said section one, the following, to-wit: *provided, however,* that the provisions of this section shall not apply to the formation of a new town from territory taken from two or more towns, or to detaching territory from one town and annexing the same to another upon petition of one-third of the freeholders resident within the territory to be detached, in case each such town, after division, contains an area of not less than thirty-six sections as aforesaid, and real estate valued at the last preceding assessment at thirty thousand dollars or more, and twenty-five qualified voters resident therein at the time of division.

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

Approved March 11, 1881.