

as follows: Section 1. All cities of the third and fourth class operating under a special or general charter, are hereby authorized to levy annually a special tax for school purposes, not exceeding three and one-half mills on the dollar of the assessed valuation of all the real and personal property in said city for that year, in addition to the total tax now authorized to be levied by such cities.

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

Approved May 13, 1901.

No. 244, A.]

[Published May 17, 1901.

CHAPTER 388.

AN ACT to amend section 1265 of the statutes of 1898 relating to the discontinuance, altering and changing of highways.

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

Proceeding to alter or change highway; as to state roads. SEC-

TION 1. Section 1265 of the statutes of 1898 is hereby amended by striking out all of said section after the word "promoted" at the end of the seventh line thereof, and inserting in lieu thereof the following: provided, however, that no town board shall discontinue any state road without laying out and opening a town highway connecting the portions of such state road separated by such discontinuance of such state road, unless the portions of such state road so disconnected by such discontinuance are already connected with a highway in existence at the time of such discontinuance; and provided further that no town board shall have power or authority to alter, change or discontinue any highway laid out by the county board, so that when amended said section shall read as follows: Section 1265. When any six or more freeholders or applicants for a homestead under the laws of the United States occupying the same, residing in any town, shall wish to have a highway laid out, widened, altered or discontinued in such town, they may make application in writing

to the supervisors of the town in which they reside, for that purpose; and the said supervisors shall proceed to lay out, widen, alter or discontinue such highway, if in their opinion the public good will thereby be promoted; provided, however that no town board shall discontinue any state road without laying out and opening a town highway connecting the portions of such state road separated by such discontinuance of such state road, unless the portions of such state road so disconnected by such discontinuance are already connected with a highway in existence at the time of such discontinuance; and provided further that no town board shall have power or authority to alter, change or discontinue any highway laid out by the county board. Provided further, that this act shall not apply to that part of any state road in any town where an action or proceeding is now pending against the town where such road is situated, to compel the town to restore or repair such highway.

Conflicting laws repealed. All acts and parts of acts changing, controverting or in any manner whatever contravening the provisions of this act, are hereby repealed.

SECTION 3. This act shall take effect and be in force, from and after its passage and publication.

Approved May 13, 1901.

No. 642, A.]

[Published May 17, 1901.

CHAPTER 389.

AN ACT restoring section 1058 of the statutes of 1898, with amendment, and limiting the time to bring actions involving the validity of section 19 chapter 351 of the laws of 1899.

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

Correction of error, how made. SECTION 1. Section 1058 of the statutes of 1898, repealed by chapter 323 of the laws of 1899 amended by striking out the word "copying" in the second line of said section, is hereby re-enacted so that said section when so amended shall be and read as follows: Section 1058. If any assessor shall discover that any error was made in any assessment