

No. 1036, A.]

[Published July 10, 1907.

CHAPTER 484.

AN ACT to amend section 1565 of the statutes, relating to intoxicating liquors.

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

SECTION 1. Section 1565d of the statutes is amended to read:

* * * * *

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

Approved July 9, 1907.

No. 256, S.]

[Published July 10, 1907.

CHAPTER 485.

AN ACT to amend sections 2437, 2438 and 2439 of the statutes, providing for the employment and compensation of phonographic reporters.

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

SECTION 1. Section 2437 of the statutes is amended to read:

* * * * *

SECTION 2. Section 2438 of the statutes is amended to read:

* * * * *

SECTION 3. Section 2439 of the statutes is amended to read:

* * * * *

Approved July 9, 1907.

(In effect from and after date of publication.)

icating liquors or drinks in any quantity whatever in any town, village or city wherein a majority of the votes cast at such election shall have been against license, shall be punished by a fine of not less than fifty dollars nor more than one hundred dollars, besides the costs; or in lieu of such fine, by imprisonment in the county jail not to exceed six months nor less than three months; and in case of punishment by fine, unless the fine and costs be paid forthwith, be committed to the county jail until they are paid or until discharge by due course of law; and in case of a second or subsequent conviction of the same person during * * * any year the punishment shall be by both fine and imprisonment. *And in any such town, village or city, the existence or the issue of any permit or special tax stamp from the United States government, authorizing or permitting any person to engage in the occupation of selling distilled, spirituous or fermented liquors at the time and place of any alleged violation of the excise law, shall be accepted as prima facie evidence that such person is vending, selling, dealing or trafficking in or, for the purpose of evading the laws of this state, giving away spirituous, malt, ardent or intoxicating liquors or drinks contrary to the result of the election provided for in the two preceding sections.* Nothing in this or the two next preceding sections shall be construed as affecting the sale of such liquors for medicinal, mechanical or scientific purposes only by registered pharmacists as provided in section 1548a.

(Ch. 310, 1907.)

Liquor licenses: number existing June 30, 1907, may continue. SECTION 1565d. On and after the first Tuesday in July, 1907, the number of persons and places which may be licensed to sell, deal and traffic in malt, ardent, spirituous or intoxicating liquors in the various towns, villages and cities in this state, shall be and hereby are limited as follows:

One such license may be granted to and issued for each two hundred and fifty inhabitants or fraction thereof in any town, village or city in this state, such population to be determined by the last preceding state or national census, provided, however, that in all such cities, villages and towns where a greater number of licenses may have been granted or issued *and in force on or prior to the* * * * *thirtieth* day of June, 1907, than would be permissible under the foregoing limitation, it shall be lawful and the local authorities are hereby authorized in their

discretion to grant and issue licenses equal in number to those * * * *granted or issued and in force* on or prior to said last mentioned day; but no additional licenses in number shall be granted or issued in any such city, village or town until the increase in population thereof brings the same within the foregoing limitation, and provided further that licenses be granted or issued to persons for those places or locations for which licenses were issued or granted *on or prior to the thirtieth day of June, * * * 1907*, unless by reason of a refusal of the owner to lease the same for such purposes, their destruction by fire or the elements or the same be refused by operation of law or under the provisions of this act, then and in either of such cases such license may be issued or granted to some other location.

(Ch. 484, 1907.)

Ratio of licensees to population; number and location of places. SECTION 1565d. On and after the first Tuesday in July, 1907, the number of persons and places which may be licensed to sell, deal and traffic in malt, ardent, spirituous or intoxicating liquors in the various towns, villages and cities in this state, shall be and hereby are limited as follows:

One such license may be granted to and issued for each two hundred and fifty inhabitants or fraction thereof in any town, village or city in this state, such population to be determined by the last preceding state or national census, provided, however, that in all such cities, villages and towns where a greater number of licenses may have been granted or issued prior to the 30th day of June, 1907, than would be permissible under the foregoing limitation, it shall be lawful and the local authorities are hereby authorized in their discretion to grant and issue licenses equal in number to those issued on or prior to said last mentioned day, but no additional licenses in number shall be granted or issued in any such city, village or town until the increase in population thereof brings the same within the foregoing limitation, and provided further that licenses be granted or issued to persons for those places or locations for which licenses were issued or granted on June 30, 1907, unless by reason of a refusal of the owner to lease the same for such purposes, their destruction by fire or the elements or the same be refused by operation of law or under the provisions of this act, then and in either of such cases such license may be issued or granted to some other location.

(Ch. 188, 1907.)