

be displayed at the end of such load in such position as to be clearly visible at all times from the rear of such load, a red flag not less than twelve inches in length and width *during the daytime. From one-half hour after sunset until one-half hour before sunrise the rear of such load shall be marked with a red light plainly visible three hundred feet from the rear of the vehicle. This provision shall not apply to vehicles loaded with loose hay or straw.*

SECTION 2. This act shall take effect upon passage and publication.

Approved May 5, 1933.

No. 122, A.]

[Published May 8, 1933.

CHAPTER 106.

AN ACT to amend subsection (1) of section 81.01, sections 81.04 and 81.16 and subsection (1) of section 86.01 of the statutes, relating to construction and repair of town highways.

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

SECTION 1. Subsection (1) of section 81.01, sections 81.04 and 81.16 and subsection (1) of section 86.01 of the statutes are amended to read: (81.01) (1) To appoint in writing *if it deems advisable* a superintendent of highways to supervise, under the direction of the board, the construction and repair of said highways and bridges and fix the compensation and the amount of the bond of such superintendent. *Where no superintendent of highways is appointed, it shall be the duty of the town board to perform all the duties that are prescribed by law for the superintendent of highways to perform.*

81.04 All payments for work performed and materials furnished on town highways and payable out of town funds shall be by order drawn upon the town treasurer and signed by the town clerk and countersigned by the town chairman, but *in a town where there is a superintendent of highways* no order shall be drawn until the claim therefor has been certified by the superintendent of highways to be correct and due and has been entered in the books of the superintendent, showing the date, amount and nature of the claim.

81.16 If any such bridge, sluiceway or road, at the time of the occurrence of such damage, shall have been insufficient or out of

repair in consequence of the neglect or default of the superintendent of highways *or town officer* of the town or district in which the same is situated or in consequence of the neglect or default of any commissioner appointed by the county board, then the town or county against which any judgment shall have been recovered by reason of such defect may recover the amount of such judgment against any such overseer or commissioner *or town officer*.

(86.01) (1) Every highway superintendent, *and in the absence of the same, the town board* shall immediately upon notice of its existence fill or remove any depression, ditch, hump or embankment which impedes the use of any highway in his district.

SECTION 2. This act shall take effect upon passage and publication.

Approved May 5, 1933.

No. 205, A.]

[Published May 8, 1933.

CHAPTER 107.

AN ACT to renumber subsection (2) to be paragraph (c) of said subsection; to amend paragraphs (c) and (i) of subsection (1); and to create paragraph (a) of subsection (2) of section 206.34 of the statutes, relating to investments of domestic life insurance companies.

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

SECTION 1. Subsection (2) of section 206.34 is renumbered paragraph (c) of said subsection.

SECTION 2. Paragraphs (c) and (i) of subsection (1) of section 206.34 of the statutes are amended to read: (206.34) (1) (c) In loans secured by mortgages upon unincumbered and wholly or partly improved real property in any state of the United States, or in the District of Columbia * * * ; provided that real property shall not be deemed to be incumbered within the meaning of this section by reason of the existence of unpaid assessments and taxes not delinquent, * * * mineral, oil, or timber rights, easements or rights of way for public highways, private roads, railroads, telegraph, telephone, electric light and power lines, drains, sewers, or other similar easements or rights of way, liens for service and maintenance of water rights when not delinquent, party wall agreements, building restrictions, or other restrictive