

\* \* \* thousand or more, except as to cemeteries wholly within fourth class cities.

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

Approved May 17, 1933.

No. 237, A.]

[Published May 19, 1933.

### CHAPTER 135.

AN ACT to amend section 130.08 of the statutes, relating to auction sales, and providing a penalty.

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

SECTION 1. Section 130.08 of the statutes is amended to read: 130.08 (1) *No jewelry auction sales of any kind shall be exempt from the provisions of subsection (1) of section 130.07. Nothing else in this chapter contained, in relation to auction and auctioneers, shall extend to any sale by auction of goods, wares or merchandise under or by virtue of any rule, order or judgment of any court, in relation to judicial sales conducted by court direction or court order only in a pending action before said court, or of any law respecting the collection of any tax or duty, either of state or the United States, or to any sale by auction of property belonging to this state or the United States, or to any sale by any trustee in bankruptcy, or any sale made by any executor, administrator or guardian duly authorized by the court to conduct such sale, personally, or when made by an officer of any court in person, or by an officer of this city, county or state or the United States in person. Provided, however, where an auction sale under the provisions of this section is conducted by virtue of an order or judgment of any state court, in any proceeding pending in said state court, such order shall be granted only upon a verified petition setting forth the purpose of such sale. \* \* \* The petition shall also state the name of the owner of the goods, wares or merchandise, the name of the assignee, the person who is to conduct the auction sale, and shall in addition thereto be accompanied by a detailed inventory of the stock of goods to be sold, the value thereof, and said detailed inventory shall not be supplemented by additional stock not actually on hand at the time the petition is filed \* \* \*. The order of the court shall provide*

that the sale shall not continue for more than thirty days and that the goods, wares or merchandise listed in the inventory are not to be in any manner supplemented during the course of such sale. The order of the court may be revoked upon a proper showing that the facts set forth in the petition or inventory are untrue or that any of the provisions of the court's order are being violated.

*(2) Any person violating any provision of this section, for each such violation, such employer, employee or other person, shall forfeit and pay into the state treasury a sum not less than twenty-five dollars nor more than fifty dollars.*

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

Approved May 17, 1933.

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No. 353, A.]

[Published May 19, 1933.]

### CHAPTER 136.

AN ACT to amend section 98.23 of the statutes, relating to height of rooms for bakery and confectionary establishments.

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

SECTION 1. Section 98.23 of the statutes is amended to read:  
98.23 No new bakery or confectionary establishment shall be established or operated in a room the floor of which is more than five feet below the level of the street, sidewalk or adjacent ground, nor in any room the ceiling of which is less than eight feet high from the floor, *provided that the commissioner may, if all the other provisions of law for the regulation of a bakery or confectionary establishment are complied with, limit the distance from floor to ceiling to seven feet nine inches*, and no bakeshop nor confectionery shall be reopened in such a room where the same has not been used for a period of over six months.

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

Approved May 17, 1933.