

through which such ditch or drain is constructed may apply to the circuit court of the county in which the land is located to have ascertained and determined the compensation to which the owner of land may be entitled for the damages for the additional burden, if any, upon his land caused by the use of such ditch or drain for the outflow from said system of sewerage. No injunction to restrain the city or village from using such system of sewerage or from discharging the outflow therefrom into the ditch or drain shall be granted until the compensation shall have been finally fixed and determined and payment thereof refused. Unless within six months after the city or village has completed its system of sewerage the owner of any parcel of land through which such ditch or drain is constructed shall institute proceedings to have his compensation fixed and determined as herein provided, he shall be forever barred from commencing any action or proceeding to recover the same. The proceedings hereunder shall be conducted in accordance with the provisions of the statutes relating to the determination of the compensation of the landowner where the right of eminent domain has been exercised by railroad companies, and all the provisions of law relating to that subject so far as possible shall apply to proceedings hereunder.

SECTION 3. This act shall take effect upon passage and publication.

Approved June 14, 1917.

No. 548, A.]

[Published June 18, 1917.

CHAPTER 431

AN ACT to create subsection 11a of section 1317m—9 of the statutes, requiring the obtaining of a permit for the excavation of any or the disturbing of streets or highways which have been constructed under the provisions of sections 1317m—1 to 1317m—15, inclusive, and providing a penalty.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. A new subsection is added to section 1317m—9 of the statutes to read: (Section 1317m—9) 11a. No person, firm or corporation shall make any excavation in any road or street or shall in any manner disturb any road, street or bridge which has been or shall hereafter be constructed under the provisions of sections 1317m—1 to 1317m—15, inclusive, unless he shall first have secured a permit therefor from the county highway committee of the county in which such road, street or bridge is

located. Such permit shall contain the statement and be subject to the condition that such road, street or bridge shall be restored to its former condition and that the work shall be constructed subject to such rules and regulations as may be prescribed by said county highway committee. Said work shall be performed and completed to the satisfaction of said county highway committee and shall further provide that the person obtaining said permit shall be liable to said county for all damages which may occur during the progress of said work or as a result thereof. Nothing herein shall be construed as abridging the right of the county board or its state road and bridge committee to make such additional rules, regulations and conditions not inconsistent herewith, as may be deemed necessary and proper for the preservation of said roads, streets or bridges or for the safety of the public and to make the granting of any such permit conditional thereon. Any person who shall violate the provisions of this subsection shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than five dollars nor more than one hundred dollars, or by imprisonment in the county jail not exceeding six months, or both, in the discretion of the court.

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

Approved June 14, 1917.

No. 653, A.]

[Published June 18, 1917.

CHAPTER 432

AN ACT to amend subsection 10 of section 1957 of the statutes, relating to the investments of fraternal or mutual benefit societies.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows: .

SECTION 1. Subsection 10 of section 1957 of the statutes is amended to read: (Section 1957) 10. Every society shall invest its funds only in securities permitted by the laws of this state for the investment of the assets of life insurance companies; provided that any foreign society permitted or seeking to do business in this state, which invests its funds in accordance with the laws of the state in which it is incorporated, shall be held to meet the requirements of this act for the investment of funds; and provided that a part thereof, not exceeding twenty per centum of its assets, may be invested in a building for use and occupancy by the society as its home office. *A fraternal or*