

No. 166, S.]

[Published June 18, 1917.

## CHAPTER 434

AN ACT to amend sections 852 and 866 of the statutes and to create sections 853ab and 925—21ab of the statutes, relating to the incorporation and reincorporation of villages and the annexation and detachment of territory by cities.

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

SECTION 1. Sections 852 and 866 of the statutes are amended to read: Section 852. 1. Every village which has heretofore been incorporated under a special act shall continue to exist under such act and amendments thereto, and the provisions of this chapter shall in no manner affect or apply to the same unless adopted as provided herein or unless any provision found herein is made applicable to such village. The trustees thereof may, by resolution, submit at a special village election to be held in the month of March the question whether such village shall so continue or become reincorporated under the general statutes. They shall give notice thereof in the manner required in this chapter for notifying special elections. Ballots shall be written or printed "For reincorporation" and "Against reincorporation", and the election shall be conducted and the result canvassed as provided for an annual village election in such village. If a majority vote for reincorporation the trustees shall make a certificate setting forth the fact of such submission, the vote thereon in detail and the result thereof, and cause the same to be recorded in the office of the register of deeds, and thereupon the special act of incorporation shall be deemed surrendered, and such village become incorporated under the general statutes, but shall, until the next annual village election herein provided for, be governed by the officers then in office. The reincorporated village shall own the property and be liable for all the obligations of the original village.

2. *Hereafter the village clerk of every village reincorporated under this section shall file in the office of the secretary of state a certified copy of the certificate of the trustees, provided for in subsection 1, which certified copy shall show the date on which the original was recorded in the office of register of deeds.*

(Section 866). The petition and all accompanying papers and all such as have been added under the direction of the court, the order of the court for incorporation and the statement and affidavit of the inspectors aforesaid shall be recorded at length by the register of deeds within ten days after such

election, and be recorded at length in the office of the village clerk by him within thirty days after election and qualification. All necessary and proper expenses and charges attending upon the incorporation and such records thereof shall be paid by such village. A certified copy of the order of the court for the incorporation of the village, to which shall be added an affidavit of the inspectors of election that the said election resulted in favor of the incorporation of such village, shall be filed in the office of the secretary of state; *which certified copy and affidavit shall show the date originals were recorded in the office of the register of deeds.*

SECTION 2. There are added to the statutes two new sections to read: Section 853ab. The clerk of any village heretofore incorporated under the provisions of any general law, or of any village heretofore reincorporated under the provisions of section 852, and which has not already done so, shall file with the secretary of state, within sixty days after the passage and publication of this act, certified copies of the order of the court, under which incorporated, the description of the legal boundaries, and the certificate of the supervisors of election, or, in case of reincorporation, a certified copy of the certificate of the trustees provided for in section 852, all of which certified copies shall show the date on which the originals were recorded in the office of the register of deeds, it being the purpose of this section to cause to be filed in the office of the secretary of state the date and method of incorporation and the legal boundaries of every village which has heretofore attempted to incorporate, or shall hereafter attempt to incorporate, under general law. The expense of such certified copies, when prepared by the register of deeds, shall be paid out of the respective village treasuries. Provided, that the village clerk may prepare the said certified copies when complete information is on file in his office.

Section 925—21ab. 1. When any territory shall be detached from, or attached to, any city under the provisions of sections 925—18 to 925—21a of the statutes, a certificate signed by the mayor and city clerk giving a description of said territory so attached or detached, together with a description of the boundaries of the city after such alteration, shall be filed in the office of the secretary of state, which boundaries shall be in effect upon the filing of said certificate in the office of the secretary of state.

2. The city clerk of any city, which has heretofore changed its boundaries as provided in sections 925—18 to 925—21a, shall file in the office of the secretary of state, within sixty days after the passage and publication of this act, the certificate required by subsection 1 of this section. It is the purpose of this

section to cause to be filed in the office of the secretary of state the legal boundaries of every city within the state which is now incorporated or shall hereafter be incorporated under general law.

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

Approved June 15, 1917.

No. 332, S.]

[Published June 18, 1917.

### CHAPTER 435

AN ACT to create section 750b of the statutes, relating to district attorneys.

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

SECTION 1. A new section is added to the statutes to read: Section 750b. 1. It shall be unlawful for any district attorney to hold the office of or act as city attorney of any city in the county of which he is district attorney.

2. If any district attorney shall violate the provisions of this section, his office of district attorney shall be deemed vacant.

3. The provisions of this section shall not apply to any contract heretofore made by any district attorney to act as such city or village attorney.

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

Approved June 15, 1917.

No. 446, S.]

[Published June 18, 1917.

### CHAPTER 436

AN ACT to amend subsection 3 of section 553p—4 of the statutes, increasing the tax rate in cities for the support of industrial and continuation schools, and making an appropriation.

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

SECTION 1. Subsection 3 of section 553p—4 of the statutes is amended to read: (Section 553p—4) 3. The rate of tax levied for the purposes of sections 553p—1 to 553p—15, inclusive, in any town, village or city shall not in any one year exceed . . . *three-fourths* mill for the maintenance of all schools created under said sections.

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

Approved June 15, 1917.