

act is amendatory, and in all cases when any judge of probate shall be satisfied from his own knowledge, or otherwise, that the penalty of the bond given by any executor or administrator is not sufficient to secure the assets that have or may come to the hands of such executor or administrator, or that the securities, or any of them, to such bond, have removed or are about to remove from the Territory, or that they are not worth the penalty of such bond, or that such bond is otherwise defective and insufficient to secure the estate, or that the executor or administrator is wasting or mismanaging the estate, such judge of probate may, without any complaint or application being made to him, cite such executor or administrator to appear before him on a day certain, and on the day appointed by such citation the judge may, if in his opinion the safety and security of the estate require it, make the orders and enforce obedience to the same, as is provided in the previous part of this section, and in the ninth section of the act to which this act is amendatory.

Judges may proceed in like manner upon his own knowledge of the facts.

SEC. 2. That the judges of probate, shall, in no case, receive and approve as security to any bond of any executor or administrator, any person who is not a resident of the Territory.

Non residents not received as security.

SEC. 3. That all the provisions of this act shall apply as well to cases where letters testamentary, or of administration, have been heretofore granted, as to cases where they may be hereafter granted. This act shall take effect from and after its passage.

Provisions of this act to apply to letters heretofore granted.

APPROVED, Feb. 20, 1845.

AN ACT to amend "An act to change the corporate limits and powers of the Town of Milwaukee," passed March 11th, 1839.

Be it enacted by the Council and House of Representatives of the Territory of Wisconsin:

SECTION 1. That the President and Trustees of the town of Milwaukee, shall have power to pass ordinances on the subjects hereinafter enumerated, and prescribe and enforce penalties for

Powers of President and Trustees.

any violation of the same, to the extent, and in the manner prescribed by the act to which this is amendatory :

Board of Health.

1st. To establish boards of health, appoint and prescribe the duties and compensation of the members of the same, and of all persons who may be employed or under the direction of said board.

To prevent damages to side walks

2d. To prevent damage being done to side walks, and to prevent all persons from riding, driving or leading any horse, mule, ox, or other animal, on to or along any side walk, whether or not attached to any wagon, cart or other vehicle.

Fire arms.

3d. To prevent the shooting of fire arms within the corporate limits of said town or within such districts therein, as may be prescribed by ordinance.

Certain lands may be exempted from corporation tax.

SEC. 2. That said President and Trustees shall have power to exempt from the payment of general corporation tax, the south-east quarter of section nineteen, and north east quarter, and south east quarter of section thirty, included within the defined boundaries of said town, during such period of time, as the same shall remain unimproved for business purposes as town property, or until the same shall be laid out into business lots by the owners and proprietors thereof.

Corporate limits extended.

SEC. 3. That the corporate boundaries of said town shall be, and by this act are so extended as to include section thirty-two, and so much of section thirty-three as lies west of the middle of the Milwaukee river, in town seven, and range twenty-two, and the said section thirty-two, and so much of section thirty-three as lies west of the Milwaukee river, shall constitute the south ward in said town, and said ward shall be entitled to all the rights generally and severally, which by law is or may be conferred on the said town and wards thereof; and the people of said ward are hereby authorized to elect five trustees, to act as trustees in the board of trustees, and for that purpose an election shall be held on the first Monday in May next, at such place within said ward as may be appointed by the present board of trustees, or at such place as may be determined by the electors of the ward hereby created: *Provided*, that at said elections in May, the electors shall vote for or against the provisions of this section; should a majority of the votes be cast against this section then, in that case, this section shall be null and void.

South ward constituted.

May elect 5 trustees.

Proviso.

Sec. 4. This act shall take effect and be in force from and after its passage.

APPROVED February 15th, 1845.

AN ACT to authorize the voters of Brown county to change the system of their county government.

Be it enacted by the Council and House of Representatives of the Territory of Wisconsin:

SECTION. 1. That the voters of Brown county, qualified by law to vote at town meeting, may at the next annual town meeting in said county vote "for county government" or "against county government." Form of government to be determined by vote.

Sec. 2. The clerk of each town in said county, shall, within twenty days after said town meeting, file with the clerk of the board of supervisors of said county a certified statement of the number of votes cast in said town for and against county government as aforesaid. Votes how returned.

Sec. 3. The clerk of the board of supervisors of said county, together with any two justices of the peace whom he may call to his aid, shall, as soon as said statements are filed, canvass said votes, and give notice of the result thereof in a newspaper in said county, if there shall be one, and if not, by posting written notices in three public places. By whom canvassed. Result to be published.

Sec. 4. If a majority of the votes cast upon that question, shall be "for county government," then the said voters of said county shall at the annual election in September next, elect three county commissioners, and other county officers, such as are elected in Iowa county, and other counties where the county system of government is now in force. County "commissioners when elected.

Sec. 5. Said commissioners and other officers thus elected shall enter upon the duties of their office on the first Monday of January next, and from and after the day before the first Monday of January next, the [act] entitled "an act to provide for the government of the several towns in this Territory, and for the revision of county government," and all acts and parts of acts relating to said town When county officers to enter upon their duties.