

son or persons residing upon said section six are hereby entitled to all the rights and privileges of inhabitants of said town of Rushford.

N. E. WHITESIDE,  
Speaker of the Assembly.

JOHN E. HOLMES,  
Lieut. Governor and President of the Senate.

Approved August 21, 1848.

NELSON DEWEY.

**AN ACT relating to Courts, Judges and Clerks.**

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

SECTION 1. All proceedings lawfully commenced and pending in any of the probate courts of the territory of Wisconsin at the time of the change from territorial to state government are hereby continued and transferred to the probate courts of the state of Wisconsin having jurisdiction of the same and all proceedings orders or decrees which have been made entered or had in the probate courts of the state of Wisconsin since the change from territorial government in any case or proceeding pending at the time of such change, are hereby declared to be and the same are as legal and valid as if the same had been done in the same court before such change.

SEC. 2. The judge of Probate within his county is authorized and empowered to call before him and examine upon oath any person suspected and complained of by any executor or administrator heirs creditors legatees or other person having lawful right or claims to the estate of any person deceased, of having concealed embezzled or conveyed away any of the goods and chattels or money left by the testator or intestate, for the discovery of the same and if the person complained of as aforesaid shall refuse to be examined or to answer interrogatories upon oath respecting the estate which he or she may be suspected or concealing embezzling or carrying

away it shall and may be lawful for and the said judge is hereby empowered to commit such person so refusing to answer or be examined on interrogatories upon oath as aforesaid to the common jail of the county there to remain until he or she shall consent to be examined and answer interrogatories upon oath as aforesaid or be released by the consent of the person suspecting and complaining against him or her, or by order of any one of the judges of the circuit court.

SEC. 3. If it shall satisfactorily appear to the said judge of probate upon the examination aforesaid or by other competent testimony which may be introduced for that purpose that the person complained of as aforesaid has in his or her possession, or has concealed embezzled or conveyed away any of the goods and chattels or moneys left by the testator or intestate as aforesaid, the said judge of probate shall make an order for the restoration and delivery of the said goods and chattels or moneys left as aforesaid to the executor or administrator of the estate of the said testator or intestate forthwith: and if the person ordered to restore and deliver the said goods and chattels or moneys as aforesaid, shall neglect or refuse to comply with said order, it shall and may be lawful for, and the said judge is hereby authorized and empowered to commit such person to the common jail of the county there to remain until he or she shall restore or deliver the said goods and chattels or money as aforesaid or be released by the consent of the person suspecting and complaining against him or her or by order of any one of the judges of the circuit court.

SEC. 4. Any person interested in any order made by any judge of probate since four months previous to the adoption of the constitution may appeal from the same to the circuit court of the county provided the same be allowed by the judge thereof who is hereby authorized upon petition and being satisfied that justice requires a revision of said order, and the same shall be determined by said court.

SEC. 5. The terms "District Court or Courts" and "Judge or Judges of District Court or Courts" and "Clerk or Clerks of District Court or Courts" wherever they occur in the laws of this state shall be considered to imply circuit court or courts judge or judges of circuit court or courts and clerk of the circuit court or courts respectively, whenever such change of terms may be necessary to carry out the intentions or provisions of the laws of this state.

SEC. 6. The judges of probate shall receive the same compensation

for their services as heretofore provided under the territorial government and the nineteenth section of an act to provide for the election of judges &c., approved June 29th 1848, shall not be construed to refer to judges of probate.

N. E. WHITESIDE,  
Speaker of the Assembly.

JOHN E. HOLMES,  
Lieut. Governor and President of the Senate.

Approved August 21, 1848.

NELSON DEWEY.

**AN ACT** to authorize the levy and collection of taxes in the town of Aztalan in Jefferson county.

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

**SECTION 1.** The board of supervisors of the town of Aztalan in the county of Jefferson be and hereby are authorized to levy and collect the necessary taxes of said town for town county and state purposes the present year, upon the assessment roll of eighteen hundred and forty seven by complying with the requirements of this act.

**SEC. 2.** The supervisors of said town shall forthwith post up three written notices in the most public places in said town, that said assessment roll is in possession of one of the supervisors of said town (naming him) and requiring all persons interested to call before the ninth day of September next and examine the assessment roll and make the affidavit required by law if they consider themselves aggrieved thereby—said assessment roll shall be corrected according to law and shall be presented by the chairman of the board of supervisors of said town to the board of county supervisors at its next annual session to be equalized with the assessment