

shall charge five cents for each tract so entered, and shall keep a just and true account of fees so received, which shall be chargeable to him upon his annual settlement, and deducted from his salary.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved February 12, 1873.

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## CHAPTER 30.

[*Published February 14, 1873.*]

AN ACT to amend section thirty-five of chapter ninety-four of the revised statutes, entitled "of the sales of lands for the payment of debts, by executors, administrators and guardians."

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

Amended.

SECTION 1. Section thirty-five of chapter ninety-four of the revised statutes is hereby amended so as to read as follows: "Section 35. When a testator shall have given any legacy by a will that is effectual to pass or charge real estate, and his goods, chattels, rights and credits shall be insufficient to pay such legacy, together with his debts and the charges of administration, the executor or administrator, with the will annexed, may be licensed to sell or mortgage his real estate for that purpose, in the same manner, and upon the same terms and conditions as are prescribed in this chapter in the case of a sale or mortgage for the payment of debts."

Executor may  
sell or mortgage  
real estate of  
testator.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved February 12, 1873.