

surety shall state that he is worth a certain sum mentioned in such affidavit, over and above all his debts and liabilities, in property within this state not by law exempt from execution, and which sums, so sworn to by such sureties, shall, in the aggregate, be double the amount specified in said undertaking. The respondent may, however, except to the sufficiency of the sureties, within twenty days after service of a copy of the undertaking, and unless they or other sureties justify in the manner prescribed in sections 2704, 2705 and 2706, within ten days thereafter, the appeal shall be regarded as if no undertaking had been given. The justification shall be upon a notice of not less than five days.

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

Approved March 30, 1891.

No. 355, A.]

[Published April 7, 1891.]

CHAPTER 117.

AN ACT to confirm and legalize the action of the board of supervisors and common council of the county and city of Milwaukee, in vacating a certain alley in block 228 in A. L. Kane's subdivision of the First, now the Eighteenth ward of the city of Milwaukee.

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

SECTION 1. All proceedings of the board of supervisors of the county of Milwaukee, and of the common council of the city of Milwaukee, had or taken in the year 1885, vacating or purporting to vacate that certain part of the alley extending northeasterly and southwesterly from La Fayette place to Windsor place in block 228, in A. L. Kane's subdivision of a part of the northeast quarter of section 21, in the First, now the Eighteenth ward of the city of Milwaukee, in the

Legalize acts of Milwaukee county board of supervisors.

county of Milwaukee, and state of Wisconsin, are hereby confirmed and legalized.

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

Approved March 30, 1891.

No. 50, S.]

[Published April 7, 1891.

CHAPTER 118.

AN ACT relating to the disposition of homesteads, and amendatory of section 2280, chapter 103, revised statutes.

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

Amends sec.
2280, R. S.
1878.

SECTION 1. Section 2280 of chapter 103 of the revised statutes of the state of Wisconsin, is amended by adding thereto as follows: Provided, however, if such testator shall leave no widow or minor child at the time of his death, and not other property sufficient for such purposes, such homestead shall be subject to and charged with the expenses of his last sickness, of his funeral and the costs and charges of administration. And provided further, if such testator shall leave no widow, nor child nor grandchild, and not other property sufficient therefor, such homestead shall be subject to the debts and liabilities of such testator.

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

Approved March 27, 1891.