

principles of law, applicable to annuities, a reasonable satisfaction for such dower interest, which said contract shall be filed in the office of the judge of probate, together with an affidavit setting forth the age of the widow; and the said contract when acknowledged and assented to by said widow, in open court, before said judge of probate, and approved by such judge, shall operate as a release of dower on the part of the widow, on the said real estate, and the same shall be sold free and clear of all claim of dower: and immediately after the said sale so ordered shall have been made, the executor or administrator shall file with the judge of probate, the receipt of the widow, for the said per centage in lieu of her right of dower, or he shall deposit the same right with the judge of probate for her use and benefit, to be paid to her when she endorse a receipt for the same, on the said contract.

Contract to be filed in the probate office.

Approved, April 2, 1853.

An Act concerning Bills of Exchange and Promissory Notes.

Chap. 79.

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

SECTION 1. That whenever any bill of exchange, draft, promissory note, or other negotiable security or paper, shall according to the terms thereof, be one due and payable on either New-Year's day, Sunday, Christmas, fourth of July, or the day of the year which shall be designated by the governor as a day of thanksgiving, such bill, draft, note or other negotiable security or paper, shall be deemed and considered in law to be due and payable on the day succeeding, unless that day shall be a Sunday, and in that case on the Monday succeeding.

In relation to negotiable paper.

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

Approved, April 2, 1853.

An Act to amend Chapter forty-one of the Revised Statutes.

Chap. 80.

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

That chapter forty-one of the revised statutes, be, and the same is hereby amended, by adding to the said chapter as section fifteen as follows, to wit: If the owner

Notice to be given.

or owners of any addition to any city or town not within the municipal jurisdiction of any such city or town, shall be desirous of altering or vacating the same, or any part thereof, in addition to the notice prescribed in section 13, they shall also give two weeks previous notice in writing to such town or city, of the time and place at which such application shall be made to the court, and upon producing satisfactory evidence to the court that such notices have been given, the court shall proceed to hear and determine such petition, and may alter or vacate such addition or any part thereof, and by decree direct that the title to such portions so such addition as may be vacated, be vested in the owner or owners of the lots or lands abutting on, or adjoining the portions so vacated, to each, from the line of his or their lot of land to the center of the portion so vacated, in such proportions as may be determined by the court; and that the decree so made, together with a plat if the same shall have been altered, shall be recorded in the office of the register of deeds for the proper county, in the same manner as is provided in the said chapter for recording plats.

Decree to be recorded.

Approved, April 2, 1853.

Chap. 81.

An Act to amend Chapter eighty-four, of the Revised Statutes.

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

Suits to foreclose mortgage.

SECTION 1. In all suits in chancery brought to compel a specific performance of the contract, or foreclose any mortgage made by any person or persons who have died, and his, her, or their heirs, or any of them, are unknown to the complainant or complainants, it shall be lawful for him, her, or them, to proceed against such unknown heirs, as against absent defendants, and he, she, or they, may be made defendant or defendants to the bill by the name or description of "The unknown heirs of deceased," filling the blank with the name or names of the deceased person or persons, whose heirs may be proceeded against, and by such name or description, notice shall be given by publication, and any decree made against such unknown heirs, shall be as valid and binding as if his, her, or their respective names had been inserted in the bill and proceeding.

