

SECTION 3. The persons duly elected at such election may qualify as soon as the result of such election is officially declared, and shall enter upon the discharge of the duties of their respective offices, upon their election and qualification, pursuant to law. The secretary of state shall give the substance of the preamble to this act, together with the act itself, in the notice of said judicial election, such notice to be given in the same way and manner as now provided by law for notice of election of judges of the supreme court.

Person elected may qualify.

Duty of secretary of state.

SECTION 4. The votes cast for said justices shall be counted and returned by the inspectors of the election in all respects as votes for state officers are counted and returned, and the officers in counties now designated by law to canvass the returns of votes for state officers shall canvass the returns in their respective counties on said election, and certify and return the result to the state canvassers at the same time and places, and under the same regulations and restrictions now provided by law for canvassing and declaring the returns for elections of state officers, and the state canvassers shall canvass said returns certified to them as provided by law in case of elections for state judicial officers. The provisions of any election registry act of this state shall not apply to said judicial election.

Votes to be counted, etc.

SECTION 5. This act shall take effect from and after its passage and publication.

Approved February 15, 1878.

[No. 39, A.]

[Published February 20, 1878.]

CHAPTER 20.

AN ACT to constitute the clerk of the circuit court of Eau Claire county, Wisconsin, clerk of the county court of said county, in probate and all other proceedings therein.

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

SECTION 1. The clerk of the circuit court of the county of Eau Claire shall hereafter be clerk of the county court of said county of Eau Claire, in matters pertaining to the probate of wills, administration and settlements of estates, guardianship of minors and others, and all matters and proceedings of which said county court, or the judge thereof, has lawful jurisdiction. And in relation to all such matters and proceedings, shall have and exercise the powers and perform all the

Clerk of circuit court to act as clerk of county court.

duties of clerk of said county court, under the direction of the judge of said county court.

County judge authorized to transfer the custody of records, etc.

SECTION 2. The judge of said county court may transfer to said clerk the custody of the seal, and of all the books, records, files and papers of said county court, and the said clerk shall thereafter be the lawful custodian of the seal, books, records, papers and documents of said county court, as fully and to the same extent as he is the custodian of such seal, records, and papers of the circuit court of said county; and said county judge and his bondsmen shall be responsible for the acts of said clerk in the discharge of all his duties as clerk of such county court, under the provisions of this act.

Duty of clerk.

SECTION 3. All papers hereafter filed in said county court shall be filed by said clerk. He shall keep all the books, records, all orders and other matters required by law to be kept or recorded in said county court, and all copies of the files, records or proceedings of said court, certified by said clerk, under the seal of said court, and all the certificates of probate, of administration or guardianship attested by him, shall be legal and competent evidence in all courts, and to the same extent as those heretofore executed and attested under the seal of said court by the judges thereof.

Papers to be signed by county judge, etc.

SECTION 4. All writs, processes, orders and letters testamentary, of administration or guardianship, issued out of said county court, shall be signed by the judge of said court, under the seal thereof, or attested in the name of the judge of said court, under the seal thereof, and signed by said clerk.

Compensation of clerk.

SECTION 5. The said clerk shall receive for all services rendered and performed by him, under the provisions of this act, in the administration of the estates of deceased persons, and in the appointment of guardians to minors, the same fees as are allowed by law for similar services in the circuit court, to be paid from the county treasury; *provided*, that the aggregate amount of such fees, to be so taxed and paid in any one year, shall not exceed two hundred dollars.

SECTION 6. This act shall take effect and be in force from and after its passage and publication.

Received by the governor February 13, 1878.

Received by the secretary of state February 19, 1878.

NOTE BY THE SECRETARY OF STATE.—The foregoing act having been presented to the Governor for his approval, and not having been returned by him to the house of the legislature in which it originated within the time prescribed by the constitution of the state, has become a law without his approval.