

attendance, and three dollars for each half day's actual attendance, which sum shall be paid by the county treasurer upon the certificate of the county judge.

SECTION 3. Said reporter shall make and file in said court when requested by the judge thereof, a fair transcript of testimony so reported, which shall be paid for by the county treasurer at the rate of five cents per folio in the same manner as said reporter's per diem is paid and should any party require a copy of such record or any part thereof said reporter shall make the same at the above rate which shall be paid for by the party requiring the same.

Fees for making transcript of testimony.

SECTION 4. This act shall take effect and be in force from and after its passage and publication.

Approved March 1, 1899.

No. 38, A.]

[Published March 3, 1899.

## CHAPTER 5.

AN ACT to amend section 3845 of the statutes of 1898, relating to actions against executors, administrators, etc.

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

SECTION 1. Section 3845 of the statutes of 1898 is hereby amended by inserting after the word "property" in the fourth line of said section, the words "or to quiet title or remove a cloud on title, to construe wills, enforce the liability of stockholders, to avoid fraudulent conveyances, to affect or pass the title to real property, and other actions in which the county court cannot afford a remedy as adequate and com-

Actions against executors.

plete as the circuit court," so that said section when so amended shall read as follows: Section 3845. No action shall be commenced against an executor or administrator, excepting actions for the recovery of specific real or personal property, or actions to establish, enforce, or foreclose a lien or right of lien, on real or personal property, or to quiet title or remove a cloud on title, to construe wills, enforce the liability of stockholders, to avoid fraudulent conveyances, to affect or pass the title to real property and other actions in which the county court cannot afford a remedy as adequate, complete, prompt or efficient as the circuit court. Nor shall any attachment or execution be issued against the estate of the deceased or the executor or administrator thereof, until the expiration of the time limited for the payment of debts, except as provided in sections 2751 and 2978. Nothing in this section shall prevent any person having a lawful claim against a deceased person from bringing an action therefor against the executor, administrator, heir, devisee, or legatee of such deceased person, when no time has been fixed in which creditors may present their claims against the deceased for allowance, or when no notice of such limitations has been ordered or given.

Where county court cannot afford remedy as complete as circuit court.

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

Approved March 3, 1899.