

No. 115, S.]

[Published May 25, 1903.]

CHAPTER 376.

AN ACT, amendatory of section 702, statutes of 1898, relating to the official bonds of county officers.

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

Execution, approval, record, sureties, and compensation for.

SECTION 1. Section 702, of the statutes of 1898, is hereby amended, so that said section when so amended shall be and read as follows:

Section 702. Every official bond required by law of any county officer shall be executed to the proper county by its corporate name, and after approval thereof shall be recorded at the cost of the officer in the office of the register of deeds of his county and shall then be filed with the county clerk, and shall be in such sum as directed by law, or if not so definitely directed, then in such sum as shall be fixed by resolution of the county board of supervisors, for such officer; and every such bond and the sufficiency of the sureties thereto shall be approved by a committee consisting of the chairman of the county board of supervisors and of not less than two additional members of the board, who shall report their action upon all bonds, in writing, to the board; and whenever the county board shall deem any such bond insufficient said board may by resolution require an additional bond in such sum as said resolution shall direct, not exceeding the amount fixed by law in any case, to be executed, approved and recorded in like manner and filed within twenty days after notice thereof. To each such official bond shall be annexed the affidavit of each surety thereto that he is worth a sum therein stated, to be at least two thousand dollars, over and above all his debts and liabilities, in property not by law exempt from execution. The county board may, by resolution, duly adopted, require the county treasurer and county clerk to furnish as surety on their official bonds, surety companies, and to pay such companies out of the general funds in the county treasury, the commission of such surety company or companies, for such security. The compensation to be paid to such company or companies shall be determined by agreement

between them and the county board, and in no event, shall the compensation to be paid for such security exceed one-eighth of one per centum upon the amount named in said bond.

SECTION 2. Any and all acts or parts of acts conflicting or inconsistent with the provisions of this act are hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved May 21, 1903.

No. 382, S.]

[Published May 25, 1903.

CHAPTER 377.

AN ACT, amendatory of subdivision 3 of section 1102 of the statutes of 1898, relating to the collection of taxes.

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

Proceedings; costs; execution. SECTION 1. Subdivision 3 of section 1102, of the statutes of 1898, is hereby amended so as to read when so amended as follows: 3. Whether he is justly liable for the payment of such tax or any part thereof; and if any of said questions shall be established in the negative the defendant shall be discharged with his costs; but if the defendant shall refuse to answer such relevant questions as shall be put to him or if he shall fail to establish either of said questions in the negative, judgment shall be entered against the defendant for the amount of such tax which he ought to pay, with costs of such proceedings. No stay of execution shall be allowed on any such judgment except in case of appeal; and no property of such defendant shall be exempt from levy and sale upon execution issued thereon. The justice shall reduce the examination of the defendant and of all witnesses produced and examined by either party to writing, and cause the same to be signed by the persons so examined.

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

Approved May 21, 1903.