

person to whom the franchise is granted, of a written acceptance of the conditions herein contained.

Approved July 12, 1907.

No. 480, S.]

[Published July 15, 1907.

CHAPTER 592.

AN ACT to create sections 1494—101 to 1494—111, inclusive, of the statutes, providing for the exemption from taxation of certain lands planted to forest trees.

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

SECTION 1. There are added to the statutes eleven new sections to read:

* * * * *

Approved July 12, 1907.

(In effect from and after date of publication)

No. 460, S.]

[Published July 15, 1907.

CHAPTER 593.

AN ACT to amend sections 4031, 4033 and 4034 of the statutes relating to appeals from a county court to the circuit court.

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

SECTION 1. Section 4031 of the statutes is amended to read:
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SECTION 2. Section 4033 of the statutes is hereby amended to read:

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SECTION 3. Section 4034 of the statutes is amended to read:
* * * * *

Approved July 12, 1907.

(In effect from and after date of publication.)

given to such parent or parents, by personal service of said notice on such parent or parents at least ten days before the hearing or by publication thereof in a newspaper at least three weeks successively prior to said hearing, and when notice is duly given as herein provided the parent of any minor shall be bound by the order of adoption as fully as though he had consented thereto. And in case such child has arrived at the age of twenty-one years such consent may be given by such child alone, and the consent of no other person in behalf of such child shall be required. !

(Ch. 660, 1907.)

Appeals from county court; guardian ad litem. SECTION 4031. In all cases not otherwise provided for any executor, administrator, guardian, trustee or any person aggrieved by any order, judgment, decree, determination or denial of the county court * * * may appeal therefrom to the circuit court for the same county by filing a notice thereof with said county court within sixty days from the date of the act appealed from, together with such undertaking as is required in the next section. But no appeal shall be allowed from the action of the court in allowing or disallowing any claim unless a part thereof in dispute amounting to at least twenty dollars shall have been allowed or disallowed. The appeal of any child from an order of adoption may be taken by any person on his behalf. In all other cases the appeal of any minor may be taken in and prosecuted in the name of the general guardian of such minor or by a guardian ad litem appointed *generally* or for that purpose.

(Ch. 593, 1907.)

Notice of appeal; transmission of papers. SECTION 4033. The appellant shall give notice of the appeal to such adverse party, and in such manner as the county court shall direct within ten days after taking the same, and the county judge shall, within twenty days after the appeal is taken, file in the circuit court * * * the record and proceedings appealed from, together with the notice of appeal and undertaking and proof of service of the notice of appeal on the adverse party, according to the order of the county court.

(Ch. 593, 1907.)

Trial of appeal; further appeal. SECTION 4034. When such * * * *record*, notice of appeal, undertaking and the

evidence that the notice of appeal has been given to the adverse party shall have been filed in the circuit court the appeal may be brought to trial in the same manner as actions originally brought therein, and the court shall proceed to the trial and the determination of the matter according to the rules of law, allowing a trial by jury of all questions of fact, in cases where such trial may be proper; and such court may direct an issue to be made up between the parties in a brief form, when it shall be deemed necessary, and appeals may be taken to the supreme court as in other cases.

(Ch 593, 1907.)

Infant's guardian for will or descent; sources of compensation. SECTION 4041a. 1. Any court of record, in contests arising therein, upon application for the probate of any will, in its discretion, may allow to the proponent of such will a reasonable attorney's fee, to be paid out of the estate of the decedent and may also in its discretion, allow to the contestant if successful in the circuit court a reasonable attorney's fee out of said estate for services in such contest in said circuit court.

2. *A guardian ad litem appointed for an infant who is a necessary party to a proceeding to probate a will, or in a proceeding or action to construe a will, or in a proceeding in the settlement of an estate, may be allowed compensation for his services and for his necessary expenditures in the litigation, to be fixed by the court, in which such proceedings or litigation is had, and paid out of the body of the estate or property in controversy, if the infant has no available property out of which such payment can be directed by the court.*

(Ch. 267, 1907.)

[SECTION 4041a changed to section 4041b by Sec. 9, Ch. 660, 1907.]

Security and judgment for costs. SECTION 4042. In all cases mentioned in * * * sections 4011, 4011a and 4011b, the county court may, in its discretion, require the claimant, or contestant, or other person to give security for costs. Such security shall be a written undertaking, in such sum and with such surety as shall be approved by the county court, to the effect that such surety will pay all costs that may be awarded by such court in such proceeding against the claimant or contestant. A judgment for costs against the claimant or contestant may also be rendered against the surety in such undertaking.

(Ch. 660, 1907.)