

CHAPTER 189.

[Published April 4, 1870.]

AN ACT relating to the sale of lands of minors by guardians under an order of court.

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

When sale valid SECTION 1. In all cases where any lands of any minor or minors have heretofore been sold or attempted to be sold by the guardian of such minors or minor in pursuance of any order of any court under chapter ninety-three of the revised statutes of 1858, or the corresponding chapter sixty-four of the revised statutes of 1849, and the bond required by section thirteen of said respective chapters, had been given by such guardian before such sale or attempted sale took place, and such guardian had at any time before such sale or attempted sale taken and subscribed an oath as required by section fourteen of said respective chapters, and the purchaser on such sale or attempted sale had paid to such guardian the purchase price in good faith, the said sale shall be and the same is hereby declared to be valid and effectual to pass the title to such lands to such purchasers, the same as though such oath had been taken and subscribed before fixing on the time and place of sale as required by said section fourteen.

Application of act. SECTION 2. This act shall apply to all sales which have heretofore been made, and the same shall take effect and be in force from and after its passage and publication.

When action must be brought. SECTION 3. No action shall be maintained to test the validity of any such sale, unless the same is brought within thirty days after this act shall go into effect.

Amended. SECTION 4. Section 14 of chapter 98 of the revised statutes entitled "of the sale of lands of minors and other persons under guardianship, and securing the proceeds for their use" is hereby amended so as to read as follows: Section 4. Such guardian shall also before the time of sale, take and subscribe an oath in substance like that required in the succeeding chapter to be taken

by an executor, administrator or guardian when licensed to sell real estate pursuant to the provisions of that chapter.

Approved March 17, 1870.

CHAPTER 140.

[Published April 4, 1870.]

AN ACT in relation to depositions.

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

SECTION 1. No deposition which has been once read on the trial of the cause in which the same was taken, shall be suppressed or excluded, when offered in evidence in the same cause on a re-trial thereof, for any error, irregularity or defect in the manner of taking or returning the same, unless such irregularity or defect shall have been made the subject matter of an objection at such former trial, or unless such irregularity or defect shall not appear upon the face of such deposition, and shall have been discovered since such former trial. Not to be excluded.

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

Approved March 17, 1870.