

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

Approved February 21, 1874.

CHAPTER 41.

[Published February 24, 1874.]

AN ACT to amend section 10 of chapter 124 of the revised statutes, entitled "of the manner of commencing civil actions."

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

SECTION 1. Section ten of chapter one hundred and twenty-four of the revised statutes, is hereby amended by adding thereto the following, as subdivision six: "6. Where the action is brought to foreclose a mortgage upon real estate and the defendant is a proper or necessary party defendant to said action."

Section 10, ch. 124 revised statutes amended.

Approved February 21, 1874.

CHAPTER 42.

[Published February 24, 1874.]

AN ACT to authorize the commissioners of school and university lands to reconvey to the county of Marathon, certain lands.

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

SECTION 1. The commissioners of school and university lands are hereby authorized and empowered to convey to the county of Marathon such lands as have been heretofore conveyed to the state of Wisconsin by said county, by virtue of chapter 22, general laws of 1867, through mistake or want of authority, and of which said county had no title at the time of making said conveyance, and where the tax sales on which such title is based have since been cancelled.

Lands may be conveyed to Marathon county.

SECTION 2. Upon the receipt of a list of such land from the county clerk of said county, stating the rea-