

ation of persons alleged to be insane either at the time of the commission of an offense properly within the jurisdiction of said district court or at the time of trial thereof, as provided by sections 357.11 and 357.13 of the statutes, except that persons charged merely with the violation of local ordinances and found insane shall be committed to the county hospital for the insane in all counties where such a hospital exists, otherwise to such institution as the state department of public welfare may direct.

SECTION 2. This act shall take effect upon passage and publication.

Approved June 25, 1941.

No. 244, S.]

[Published June 28, 1941.

### CHAPTER 296.

AN ACT to repeal and recreate 57.02 (3) ; to repeal 57.02 (4) (a) and to amend 57.02 (4) (b) of the statutes, relating to the control of persons placed on probation in the municipal and district courts in counties having a population of 250,000 or more.

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

SECTION 1. Subsection (3) of section 57.02 of the statutes is repealed and recreated to read:

(57.02) (3) In all counties having a population of 250,000 or more, the municipal court shall have charge of all persons placed on probation pursuant to section 57.01, and the district court shall have charge of all persons placed on probation pursuant to subsection (4) of section 57.02 and subsection (1) of section 57.04, instead of the state department of public welfare; and there shall be one chief probation officer for said courts, who shall be a resident of said county, at a salary not less than \$1,500 per annum and such necessary expenses as may from time to time be allowed by the county board, to be paid as other county officers are paid. Such chief probation officer shall be appointed by the judge of the municipal court. Such chief probation officer shall be an officer of said courts and subject to the control of said municipal court except that as to matters pertaining exclusively to the probationers of said district

court said district court shall have control, shall have power to arrest, and shall execute all orders of each of said courts affecting the respective probationers of said courts. The county board shall provide quarters and stationery for the use of such chief probation officer and any additional probation officers and may, from time to time, provide for and fix the salaries of additional probation officers, who shall be subordinate to the chief probation officer and who shall be appointed by the judge of the municipal court. Such municipal court may appoint one of the additional probation officers as deputy chief probation officer to perform the duties of chief probation officer during the latter's absence or disability. Such additional probation officers shall have the power of arrest. Such probation officers shall make pre-sentence and pre-probation investigations and reports as may be required by either of such courts. Such chief probation officer shall report to the said courts as provided in subsection (4) of section 57.04 and the clerk or clerks of said court shall transmit a copy of such reports to the state department of public welfare. Rules and regulations governing such probation department shall be made jointly by the judges of the respective courts; and such rules and regulations shall not discriminate between the work of either court.

SECTION 2. Paragraph (a) of subsection (4) of section 57.02 of the statutes is repealed.

SECTION 3. Paragraph (b) of subsection (4) of section 57.02 of the statutes is amended to read:

(57.02) (4) \* \* \* *In all counties having a population of 250,000 or more* the district court, when any adult is convicted of any misdemeanor or violation of a county or city ordinance, may place such adult on probation under the conditions prescribed in subsection (1) of section 57.04; provided that such probation may be for a period of time not to exceed 2 years and upon such terms and conditions, including the payment of any fine imposed as it shall determine. Such adult may be returned to such district court on the original charge for sentence, at any time within such period of probation; and upon the expiration of such period he may be sentenced, discharged, or continued under probation for an additional period, not to exceed the maximum of 2 years, to be then fixed by the court,

subject to like return, discharge, sentence, or further probation thereafter.

SECTION 4. The personnel employed pursuant to civil service in the probation department of any court affected by this act shall retain such civil service status except that the titles and duties of their position shall be amended so as to include service in and for each court affected by this act.

Approved June 25, 1941.

No. 251, S.]

[Published June 28, 1941.

#### CHAPTER 297.

AN ACT to amend 235.65 of the statutes, relating to correction of description in conveyance.

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

SECTION 1. Section 235.65 of the statutes is amended to read:

235.65 The circuit court of any county in which a conveyance of real estate shall have been recorded may make an order correcting the description in such conveyance on proof being made to the satisfaction of the court that such conveyance contains an erroneous description, not intended by the parties thereto; or when the description is ambiguous and does not clearly or fully describe the premises intended to be conveyed, if the grantor therein is dead or a nonresident of the state and the person to whom it was made, his heirs, legal representatives, or assigns have been in the quiet, undisturbed, and peaceable possession of the premises intended to be conveyed \* \* \* *from the date of such conveyance*; but this section shall not prevent an action for the reformation of any conveyance, and if in any doubt, the court shall direct such action to be brought.

SECTION 2. This act shall take effect upon passage and publication.

Approved June 25, 1941.