

20th day of March, A. D. 1858, and the 5th day of June next, ensuing, shall be distributed among the several counties, towns and school districts of the State immediately thereafter, in the manner now required by law.

How not to be construed.

SEC. 3. The provisions of this act shall not be construed to apply to any interest money due the State, or to become due subsequent to the year 1858.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved April 29th, 1858.

Chapter 64.

Published May 1st, 1858.

AN ACT to amend an act entitled An Act to regulate Voluntary Assignments with a view of Insolvency, approved March 7th, 1857.

The People of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

Amendment.

SECTION 1. Section first of an act entitled an act to regulate voluntary assignments with view of insolvency, approved March 7th, 1857, is hereby amended so as to read as follows: All voluntary assignments or transfers whatever, of any real estate, chattels real, goods or chattels, rights, credits, moneys or effects hereafter made within this State, for the benefit of creditors, or with a view to insolvency, shall be void as against the creditors of the person making the same, unless the assignee or assignees shall be residents of this State, and shall before taking possession of the property assigned, and before taking upon himself, or themselves, the several trusts conferred upon him or them, by the instrument of assignment conveying and assigning such property or appointing such assignee or assignees, execute and deliver to the County Judge or Court Commissioner of the county, in which such assignor or some one of the assignors, at the time of the execution of such instrument of assignment shall reside, not being a creditor of such assignor, a bond in such sum, not less than the whole amount of the nominal value of the assets of such assignor, which

value shall be ascertained by the oath of one or more witnesses and of the assignor, with two or more sufficient sureties, freeholders of this State, who shall each testify as to his responsibility, and by their several affidavits satisfy the officer taking such bond, that the property of such sureties (being within this State) is worth in the aggregate the sum specified therein; and the bond shall be conditioned that such assignee or assignees, shall faithfully discharge the several trusts reposed in him or them, by such instrument of assignment according to law, and the tenor and effect of such instrument, and shall account for and pay over to the several persons or parties then being creditors of the assignor or assignors, all moneys that shall come into his or their hands from the effects of such assignor or assignors, after deducting the necessary expenses of performing the several trusts mentioned in the instrument of assignment, appointing such assignee or assignees according to law, and the tenor and effect of such instrument of assignment.

SEC. 2. Such bond as is required by the preceding section, shall, immediately after its execution, together with a full and true copy of such instrument of assignment, be filed by the officer to whom such bond is executed, in the office of the clerk of the circuit court for the county where such officer, at the time of taking such bond, shall reside; and such bond and copy of assignment shall be kept on file by such clerk in his office, subject at all times to the examination and inspection of all parties interested; and any creditor or creditors of the said assignor shall have the right to commence and maintain an action thereon, in the name of such clerk or his successor in office, in any of the courts of this State having jurisdiction of the amount in controversy at any time for conditions broken, and any judgment recovered thereon shall be held and collected for the benefit of the respective creditors of the assignor, according to law, and the terms and conditions of such instrument of assignment.

Bond and assignment to be filed, subject to examination.

Actions to be brought in the name of clerk.

SEC. 3. The assignee or assignees named in such instrument of assignment, shall each, in the presence of such officer to whom such bond is made, (pursuant to the provisions of this act,) before delivering the copy of such instrument of assignment to said officer for the purpose specified in the preceding section under their

Assignee or assignees to endorse assignment, &c.

respective hands and seals, endorse, in writing on such copy, their consent to take upon themselves the faithful discharge of the several trusts specified in the original instrument of assignment; and that the said copy, so endorsed by them, is a true and correct copy of such original, shall have a certificate of attestation endorsed thereon by the officer to whom such copy is delivered, certifying the same to be a true copy of the original and of the whole thereof, and that the said assignee or assignees named in such original assignment, did, in his presence, make the endorsement thereon as required by this act.

SEC. 4. This act shall take effect and be in force from and after its passage, and all laws contravening the provisions of this act are hereby repealed.

Approved April 29th, 1858.

Chapter 65.

Published April 30th, 1858.

AN ACT to authorize the Secretary of State to audit and allow certain Accounts.

The People of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

To audit acct.
of Supreme
Court Report-
ers.

SECTION 1. The Secretary of State is hereby authorized and required to audit and allow the accounts of the reporter for two hundred copies of the fifth volume of the reports of the decisions of the Supreme Court of this State at the usual publishers' prices.

SEC. 2. That the sum so audited and allowed shall be paid out of any money in the treasury not otherwise appropriated.

SEC. 3. This act shall take effect and be in force from and after its passage, and shall apply to the future supplies of said reports in accordance with the act approved March 4th, 1857.

Approved April 29th, 1858.