

fix the amount to be expended upon said road in each year, and until such order is so entered by each of the boards of supervisors of said counties, this act shall be inoperative.

May intersect highways.

SECTION 6. The said commissioners may, in locating and laying out said road, intersect any and all highways now laid out or opened on said route, and adopt the same as a part of said state road or lay out said state road only from such point or points of intersection as said commissioners shall deem best.

SECTION 7. This act shall take effect and be in force from and after its passage and publication.

Approved February 10, 1876.

CHAPTER 10.

[Published February 16, 1876.]

AN ACT to constitute the clerk of the circuit court of Winnebago county, Wisconsin, clerk of the county court of said county in probate, and all other proceedings therein.

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

Clerk of circuit court to be clerk of county court.

SECTION 1. The clerk of the circuit court of the county of Winnebago, shall hereafter be clerk of the county court of said county of Winnebago, in matters pertaining to the probate of wills, administration, and settlements of estates, guardianship of minors and others, and all other matters and proceedings of which said county court or the judge thereof has lawful jurisdiction. And in relation to all such matters and proceedings, shall have and exercise the powers and perform all the duties of clerk of said county court.

To have custody of books, papers, etc.

SECTION 2. The judge of said county court shall transfer to said clerk the custody of the seal and of all the books, records, files, and papers of said county court, and the said clerk shall hereafter be the lawful custodian of the seal and of all records, papers, and documents of said court as fully and to the same extent as he is the custodian of the seal, records, and papers of the circuit court of said county.

Powers of clerk

SECTION 3. All papers hereafter filed in said court shall be filed by said clerk. He shall keep all the

books, records, all orders and other matters required by law to be kept or recorded in said county court, and all copies of the files, records, or proceedings of said court, certified by said clerk under the seal of said court, and all the certificates of probate, of administration, or guardianship, attested by him shall be legal and competent evidence in all courts, and to the same extent as those heretofore executed and attested under the seal of said court by the judge thereof.

SECTION 4. All writs, processes, and letters testamentary of administration or guardianship issued out of said court shall be tested in the name of the judge of said court under the seal thereof and signed by said clerk. Writs, processes, etc.

SECTION 5. The said clerk shall receive for all services rendered and performed by him, under the provisions of this act, the same fees as are allowed by law for the similar services in the circuit court; but he shall not receive any *per diem* for attendance upon the sittings of said court as clerk thereof, unless by special order of the court, for the reasons stated in such order, nor shall he be entitled to receive and collect a larger amount of fees than fifteen dollars in any matter or proceeding in said court, unless the same shall be first taxed and allowed by the judge of said court. Compensation of clerk.

SECTION 6. This act shall take effect and be in force in twenty days after its passage and publication.

Approved February 10, 1876.

CHAPTER 11.

[Published February 14, 1876.]

AN ACT to repeal chapter (298) two hundred and ninety-eight, of the laws of Wisconsin, 1875, an act to create a board of park commissioners for the west side of the city of Milwaukee.

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

SECTION 1. Chapter (298) two hundred and ninety-eight, of the laws of Wisconsin, 1875, "An act to create a board of park commissioners for the west side of the city of Milwaukee," is hereby repealed. Repealed.