

number of days to be determined and fixed by him for preparation therefor, and for the district attorney for preparation for trial. The amounts so taxed and allowed shall be certified by said judge to the secretary of state, who shall thereupon draw his warrant upon the state treasurer for the respective amounts allowed in favor of the parties named as entitled thereto. If the judgment be against the defendant, all or a part of the costs may, in the discretion of the court, be charged to him, in which case they shall, together with any fine so adjudged, be collected by the district attorney of the county where defendant resides, and by him paid into the state treasury.

**Costs of disbarment under usual practice.** 14. The reasonable costs of disbarment proceedings conducted under the usual practice, other than that specially provided for in this section and the subdivisions thereof, shall be taxed, paid, adjudged and collected in the same manner as herein prescribed.

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

Approved April 20, 1903.

---

No. 265, A.]

[Published April 21, 1903.]

## CHAPTER 85.

AN ACT amendatory of section 3813a of the statutes of 1898, relating to discharge of mortgage, judgment, etc.

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

SECTION 1. Section 3813a of the statutes of 1898, is hereby amended by inserting after the word "record" in line six thereof, the words "or any contract for the conveyance of land by such person remains unfulfilled," and by inserting after the word "record" in line ten thereof, the words "or conveying such lands," so that said section when so amended shall read as follows:

**Special administrator to convey lands, discharge mortgage.**

Section 3813a. Whenever it shall appear by affidavit or verified petition to the county court, that an inhabitant of such county has died, leaving no debts unpaid, or that his estate has been fully settled and the executor or administrator thereof has been discharged, and that any mortgage or judgment in favor of such deceased person remains undischarged of record, or any contract for the conveyance of land by such person remains unfulfilled, or any other act remains unperformed on the part of such person, the performance of which affects or is of importance to petitioner or any other person, the court may appoint a special administrator for the purpose of releasing and discharging such mortgage or judgment of record, or conveying such lands, or performing such other acts as may be deemed necessary in the premises. Upon the presentation of such affidavit or petition, the court shall determine whether notice of the hearing thereon shall be given, and if such notice is ordered, the order shall direct the manner and time of giving the same. If the court shall deem notice of such hearing unnecessary, it may proceed to hear the matter without notice. If the court shall appoint a special administrator it shall, in all cases, where money or property may come into his hands, require him to give a bond to the judge of said court in such sum, with such conditions and with such surety or sureties as said court shall direct. The order appointing such administrator shall require him to make to said court, without delay, a full report of his acts as such. Upon the filing of such report such further proceedings shall be had, and such further order made, in said manner by said court as it shall deem necessary. Such special administrator shall exercise no powers except those especially granted by the order of said court. When he shall have fully performed the act or acts mentioned in the order appointing him, his powers as such shall cease. The court may at any time require the administrator to make a report of his acts as such, or revoke and vacate his appointment whenever it shall deem best.

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

Approved April 20, 1903.