

said defence should be sustained by the proofs, then the verdict of the jury or decision of the court shall be for the defendant or defendants, and he, her, or they shall have judgment for costs.

SEC. 2. That in case of mortgages, commonly called farm mortgages, to railroad or other incorporated companies, intended as the basis of credit, or in exchange for stock of such company or companies, all the written contracts between any such company and the mortgagor connected with or referring to the making of the note or the execution of the mortgage, to secure the payment thereof, and any fraudulent, false, or untrue statements relating to the pecuniary circumstances of such company, the route over which any such road would be built, and when to be completed, shall be taken and deemed by the said courts of this State as part of the contract, and shall run with said note and mortgage, and be held as obligatory, as well on the contracting parties as on the assignee or assignees of said note and mortgage, and no assignee who has sued, or may sue, or complain, on any such note or mortgage, shall be permitted to reply to the defence provided in the first section of this act, that he is an innocent purchaser without notice.

Written contracts between companies and mortgagors to be obligatory on both parties.

SEC. 3. That this act shall take effect and be in force from and after its passage and publication.

Approved April 15th, 1858.

Chapter 50.

Published April 16th, 1858.

AN ACT concerning Judgments and Liens on Real Estate.

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

SECTION 1. No judgment rendered by the United States court in and for the district of Wisconsin, or by any other court of record in the State, shall hereafter be a lien or incumbrance upon any lands or tenements within any county of the State, until a transcript of the docket of such judgment shall be filed with the clerk of

Judgments to be filed with clerks of circuit courts, else no lien on lands.

the circuit court in and for the county in which such lands or tenements are situated.

Clerk to keep a book to make entries of judgments—fees.

SEC. 2. The clerk of the circuit court for each county in this State, shall furnish a book, or books, and make an entry of all such judgments filed as aforesaid, and shall be entitled to the same fees as is now provided by law for filing and docketing transcripts of judgments in other courts in this State.

SEC. 3. This law shall be published immediately after its passage by the State printer, and then take effect and be in force.

Approved April 15th, 1858.

Chapter 51.

Published April 17th, 1858.

AN ACT to amend Chapter fifty-two of the Session Laws of 1857, entitled "An Act to authorize the collection of Agricultural, Mineral, and Manufacturing Statistics."

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

Supervisors to audit accounts of clerks of boards.

SECTION 1. It shall be the duty of the Board of Supervisors of the several counties, to audit the accounts of the clerk of the Board of Supervisors of the several counties of this State, for the services required of them by chapter fifty-two of the session laws of 1857.

SEC. 2. This act shall be in force from and after its passage.

Approved April 17th, 1858.

Chapter 52.

Published April 19th, 1858.

AN ACT to authorize the Secretary of State to audit certain accounts for international exchanges, and to provide for the disposal of the same.

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

Secretary of State to audit account for in-

SECTION 1. The Secretary of State is hereby authorized to audit the account of Irving and Willey, of New