

effect as though the person in whose favor the same was rendered was still living.

SEC. 2. If there shall be executors or administrators of such deceased person, at the time of the issuing or return of such execution, the moneys to be collected thereon shall be paid over to such executors or administrators; but if there be no executors or administrators of such deceased person in office, the money shall be collected for the use of the heirs or next of kin (as the case may be) of such deceased person; but the judge of the court in which, or the justice before whom such judgment was rendered or shall be rendered, may, upon application of any person interested, require the moneys so collected to be paid over to the county judge, to be disposed of according to the rights of the respective parties.

If there are executors or administrators—money to be paid over to same; if there are none, then to heirs or next of kin.

SEC. 3. This act shall take effect immediately after its passage.

Approved April 28th, 1858.

Chapter 63.

Published April 30th, 1858.

AN ACT to authorize the Commissioners of School and University Lands to remit penalties in certain cases.

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

SECTION 1. In cases where persons indebted to the school fund of this State, either for the purchase money due upon school, university and swamp land, or upon lands selected in lieu of swamp land, or upon loans of money from the school fund, shall have failed to pay the interest due for the year 1858, from them or any of them, on account of such indebtedness, on or before the time of the maturity of such dues by law, such persons shall be exonerated from paying the penalty now required by law; *Provided*, Payment of such interest shall be made on or before the 5th day of June, A. D. 1858.

Exonerated from paying penalty on school, university or swamp lands.

Proviso.

SEC. 2. All interest money that may be paid to the State on account of school fund income, between the

Interest when paid, how distributed.

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