

and return, or abstracts therefrom, certified by the county treasurer under his seal of office, shall be *prima facie* evidence of such tax, of its being unpaid, and the amount which should be recovered in such action." Also, add to the end of said section the following: "or to a levy and sale upon execution for any judgment obtained by proceedings under this section." Levy and sale on execution.

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

Approved February 19, 1861.

CHAPTER 39.

[Published February 20, 1861.]

AN ACT to amend Chapter 187 of the Revised Statutes, entitled "Of Evidence."

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

SECTION 1. Section nine of chapter one hundred and thirty-seven of the revised statutes, is hereby amended so as to read as follows: "At any time after the cause is commenced by the service of process, or otherwise, or after it is submitted to arbitrators or referees, either party may give written notice to the adverse party to appear before any justice of the peace or other person authorized by law to take depositions, at the time and place appointed for taking the deposition, and to put such interrogatories as he may think fit." Either party may give written notice and take depositions.

Approved February 19, 1861.