

## CHAPTER 457.

[Published April 20, 1864.]

AN ACT to provide for the payment of rent of land occupied as Camp Sigel, in the city of Milwaukee.

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

SECTION 1. The quartermaster-general of this state is hereby authorized and empowered to settle with A. L. Kane, upon his contract with this state, made and entered into on the 26th day of August, A. D. 1861; and if upon such settlement, any amount shall be found due to the said Kane upon the contract aforesaid, the quartermaster-general is hereby authorized to draw his warrant upon the treasurer of the state for such amount. Upon effecting the settlement herein provided for, the quartermaster-general shall require from the said A. L. Kane such releases, receipts and vouchers as will forever bar all claims of all parties or persons having an interest in said contract, from making any further claim upon the state thereupon, and as will enable the quartermaster-general to properly certify the same for adjustment by the general government. There is hereby appropriated out of any money in the state treasury belonging to the war fund, not otherwise appropriated, a sum sufficient for the payment of the amount found to be due by the settlement herein provided for.

Quartermaster-general authorized to settle claim of A. L. Kane.

Appropriation.

Approved April 4, 1864.

## CHAPTER 458.

[Published May 7, 1864.]

AN ACT relating to evidence in certain cases.

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

SECTION 1. Whenever in an action now pending or hereafter commenced in any court in this state, for the recovery of the possession of personal property, or the

Certain actions for recovery of possession of personal property.

value thereof, and in which action a sheriff, constable, coroner or other officer shall be defendant, and it shall appear upon the trial of said action that the defendant took or obtained possession of said property by virtue of any writ of execution or attachment against the goods and chattels of any person not a party to such action, and from whom the plaintiff claims to have derived his right to the possession of said personal property by mortgage, and that said personal property was taken by said defendant from the possession of the person or persons against whose goods and chattels said writ of execution or attachment issued, or from premises occupied or controlled by him, and it shall be alleged in the answer of the defendant, that the mortgage of said personal property by the person from whose possession the same was so taken to said plaintiff, was fraudulent or without consideration, and intended to hinder and delay the creditor or creditors of said person from whose possession the same was so taken, then and in every such case the burden of proof shall be upon the plaintiff to show that the same was given to secure an actual indebtedness, and the amount thereof, and the plaintiff shall also be required in every case to establish the fact that the transaction was in good faith.

SECTION 2. This act shall take effect from and after its publication.

Approved April 4, 1864.

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## CHAPTER 459.

[*Published May 7, 1864.*]

AN ACT to incorporate the Nimekogan bridge company.

(*See supplement to local laws.*)