

any time within one year after the docketing of said judgment, to file and serve an answer.

SECTION 2. Upon such application being made the court in which said judgment is entered, or shall be entered, shall allow the moving party to file and serve a verified answer, and upon the filing and service of such verified answer, the said cause shall stand for trial the same as if the answer had been served in the first instance, and if on a trial of the issue made by the answer, the defendant shall establish a defense to the whole of the plaintiff's claim, it shall be the duty of the court to annul, vacate and set aside the judgment, or if the defendant shall establish a defense to only a part of the claim of the plaintiff, then the said judgment shall remain in full force as to so much and such parts thereof as the defendant fails to establish a defense.

Upon filing and service of answer, cause to stand for trial.

When duty of court to set aside judgment.

SECTION 3. This act shall take effect from and after its passage and publication.

Approved March 8, 1877.

[Published March 15, 1877.]

CHAPTER 269.

AN ACT relating to iron ore, and to the assessment for taxation of lands containing such ore.

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

SECTION 1. In determining the value for the purpose of taxation of any lands containing or supposed to contain iron ore, the assessor shall value such real estate in the manner provided by law for the valuation of real property, without regard to such ore, except as hereinafter provided.

How value of land containing iron ore to be determined.

SECTION 2. It is hereby made the duty of the owner or owners of such real estate as well as the person or persons, or corporation or corporations mining on the same, or leasing or occupying the same, to prepare and deliver to the assessor a statement in writing under oath showing the gross amount of such ore mined, produced or taken from said real estate during the year immediately preceding such assessment, together with the gross value thereof; and the cost of mining, producing or taking out the same; and the assessor may

Owners of land to make statement to assessor, showing amount of ore mined, etc.

Assessor may secure other information.

procure from any source within his reach any other information he may deem necessary to enable him to arrive at the correct amount of ore so mined, produced or taken from said real estate within the said time, the gross value thereof and the cost of mining, producing or taking out the same, and from such information he shall fix the net value of such ore, so mined or taken from, or produced by said real estate, after deducting from the gross value thereof the actual cost of mining, producing or taking out the same; and shall add the same to the value of said real estate for the purposes of taxation, and such real estate shall be taxed thereupon for that year, in addition to the taxes assessed and levied upon such land, and the tax so levied thereupon, shall be collected with and as a part of the tax on said real estate.

Assessor to use his own judgment when statement not made by owner of land.

SECTION 3. In case the owner or owners of such real estate, or the person or persons, or corporation mining upon, occupying or leasing the same, shall refuse or neglect to make out and deliver to such assessor the written report hereinbefore provided for, the assessor may assess the value of such ore, so mined, taken or produced from said lands within the preceding year at such sum as in his judgment will be the full value thereof, and in that event he shall not allow or deduct from such value the cost of mining, producing or taking out the same.

SECTION 4. This act shall take effect and be in force from and after its passage and publication.

Approved March 8, 1877.

[Published March 15, 1877.]

CHAPTER 270.

AN ACT to authorize Albert M. Woodbury to build and maintain a pontoon bridge across the Wisconsin river from some point in the northwest quarter of section No. nineteen (19), in township No. eight (8) north, of range No. three (3) east, in Iowa county, Wisconsin, to some point in section No. twelve (12), in township No. nine (9) north, of range No. three (3) east, in Sauk county, Wisconsin.

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

Authority to construct and

SECTION 1. Albert M. Woodbury and his associates, representatives and assigns, are hereby authorized and