

No. 209, A.]

[Published April 1, 1893.]

CHAPTER 61.

AN ACT to amend section 1688, of the Revised Statutes of Wisconsin, relating to the rate of interest.

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

SECTION 1. Section 1688, of the Revised Statutes of Wisconsin for the year 1878, is hereby amended so as to read as follows: Section 1688. The rate of interest upon the loan or the forbearance of any money, goods or things in action, shall be six dollars upon the one hundred dollars for one year, and after that rate for a greater or less sum, or for a longer or a shorter time; but it shall be competent for parties to contract for the payment and receipt of a rate of interest not exceeding ten dollars on one hundred dollars as aforesaid; in which case such rate exceeding six dollars on one hundred dollars shall be clearly expressed in writing.

Amends sec. 1688, R. S.

Rate of interest six per cent.

Contract for ten per cent. may be made.

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

Approved March 27, 1893.

No. 250, A.]

[Published April 3, 1893.]

CHAPTER 62.

AN ACT to amend sections 4021 and 4024, of chapter 173, of the Annotated Statutes of Wisconsin, entitled, "Of the adoption of children."

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

SECTION 1. Section 4021, of chapter 173, of the Annotated Statutes of 1849, is hereby amended by introducing after the words "shall join there-

Amends sec. 4021, S. & B's Anno. Stat.

Children, how
may be
adopted.

in," and before the words "nor shall any," the following: "except that when such petitioner shall be married to the natural father or natural mother of such child, then such joinder by such father or mother shall be deemed unnecessary;" so that the section shall read as follows: Section 4021. Any inhabitant of this state may petition the county court in the county of his residence, for leave to adopt a child not his own by birth; but no such petition made by a married person shall be granted unless the husband or wife of the petitioner shall join therein; excepting that when such petitioner shall be married to the natural father or mother of such child, then such joinder by such father or mother shall be deemed unnecessary, nor shall any such petition be granted unless the child, if of the age of fourteen years or more, shall consent thereto in writing in the presence of the court. And such child may be adopted after arriving at the age of twenty-one years, as well as before reaching that age.

Amends sec.
4024 of same.

SECTION 2. Section 4024, of chapter 173, of the Annotated Statutes of 1889, shall also be amended by adding thereto the following: "except that where the adopted parent of such child shall be married to one of the natural parents of such child, then the relation of such child toward such natural parent so married to the adopted parent, shall be in no way altered by such adoption, and the mutual rights and obligations of such natural and adopted parent toward such child shall be exactly the same as if such child were the natural child of both the natural parent and the adopted parent;" so that section 4024 shall read as follows: Section 4024. A child so adopted shall be deemed for the purposes of inheritance and succession by such child, custody of the person and right of obedience by such parents by adoption, and all other legal consequences and incidents of the natural relation of parents and children, the same to all intents and purposes as if such child had been born in lawful wedlock of such parents by adoption; excepting that such child shall not be capable of taking property expressly limited to the heirs of the body of such parents. The natural parents of such child shall be deprived, by such order of adoption, of all legal rights whatsoever respect-

Adopted
children, rights
of.

Natural
parent, no legal
rights unless
married to
adopted
parent.

ing such child, and such child shall be freed from all legal obligations of maintenance and obedience to such natural parents; except that where the adopted parent of such child shall be married to one of the natural parents of such child, then the relation of such child toward such natural parent so married to the adopted parent shall be in no way altered by such adoption, and the mutual rights and obligations of such natural and adopted parent toward such child shall be exactly the same as if such child were the natural child of both the natural parent and the adopted parent.

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

Approved March 29, 1893.

No. 65, S.]

[Published April 3, 1893.

CHAPTER 63.

AN ACT making it a crime to have in possession burglarious instruments, and prescribing a penalty.

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

SECTION 1. Every person who shall knowingly have in his possession any engine, machine, tool or implement adapted and designed for cutting through, forcing or breaking open any building, room, vault, safe or other depository in order to steal therefrom any money or property, knowing the same to be adapted and designed for the purposes aforesaid, with intent to use or employ the same for the purposes aforesaid, shall be, on conviction thereof, punished by imprisonment in the state prison not more than ten years, or by imprisonment in the county jail not more than one year, or by fine not exceeding one thousand dollars, or by both such fine and imprisonment, in the discretion of the court.

Burglarious instruments, what are.

Penalty.