

filed, to cause notice, by publication for at least three consecutive weeks in some paper published or of general circulation in said county, to the owner or one of the owners of each tract of land along the route of such proposed ditch, drain or water-course, of the pendency and prayer of said petitioner, [petition,] and of the time of the session of the county board of supervisors at which the same will be heard; and an affidavit of said publication [shall be] filed with the clerk of the board of supervisors. Should any party or parties in interest die during the pendency of said proceedings, such death shall not work an abatement of such proceedings, but the supervisors, on being notified thereof, shall make such order as they may deem proper for giving notice to the party or parties; and notice of the pendency and prayer of said petition and the time of hearing the same, shall be given to such persons by publication for at least three consecutive weeks in some paper published or of general circulation in said county.”

In case of death of party in interest.

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

Approved March 19, 1863.

CHAPTER 76.

[Published March 23, 1863.]

AN ACT to amend section 41, chapter 86, of the revised statutes, entitled “of alienation by deed of the proof and recording of conveyances, and the canceling of mortgages.”

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

SECTION 1. Section forty-one of chapter eighty-six of the revised statutes, is hereby amended, by adding thereto the following words, to wit: “And all discharges shall be entered in the general index, and subject to all the provisions of other entries in such general index,” so that the section, as amended, will read: “Any mortgage that has been or may hereafter be re-

How mortgages may be discharged.

corded, may be discharged by an entry in the margin of the record thereof, signed by the mortgagee, or his personal representatives or assignee, acknowledging the satisfaction of the mortgage, in the presence of the register of deeds or his deputy, who shall subscribe the same as a witness; and such entry shall have the same effect as a deed of release duly acknowledged and recorded; and all discharges shall be entered in the general index, and be subject to all the provisions of other entries in such general index."

Approved March 19, 1863.

CHAPTER 77.

[Published March 27, 1863.]

AN ACT concerning the terms of circuit court in the fourth judicial circuit.

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

Terms.

Sheboygan.

Calumet.

Manitowoc.

Kewaunee.

Fond du Lac.

When jury may
be summoned
for Fond du Lac
May term.

SECTION 1. The circuit courts for the fourth judicial circuit, shall be holden as follows: In the county of Sheboygan, on the first Monday in June, and the fourth Monday in November, in each year; in the county of Calumet, on the third Monday in June, and the second Monday in December, of each year; in the county of Manitowoc, on the fourth Monday in June, and the third Monday in December, in each year; in the county of Kewaunee, on the fourth Monday in January, and the fourth Monday in July, of each year; in the county of Fond du Lac, on the first Monday in February, the second Monday in May, and the second Monday in October, of each year.

SECTION 2. There shall be no grand jury summoned or empaneled for the May term of the circuit court for said county of Fond du Lac, unless ordered by the judge of said fourth judicial circuit. When so ordered, a grand jury shall be summoned and empaneled, as provided by law in other cases.