

and the place where said application for said injunction, injunctive order, or order with an injunctive clause, shall be made.

SECTION 3. This act shall take effect and be in force from and after its publication.

Approved March 31, 1864.

CHAPTER 267.

[Published April 6, 1864.]

AN ACT relating to depositions.

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

SECTION 1. Every deposition intended to be read in evidence in a court of record, must be filed in court at least one day before the commencement of the term at which the cause in which the deposition is to be used, is noticed for trial; or if filed afterward, and claimed to be used on the trial, the adverse party shall be entitled to a continuance, at the cost of the party at whose instance the deposition was taken, upon showing good cause by affidavit.

If deposition not filed before commencement of term, adverse party entitled to continuance.

SECTION 2. All objections to the validity of any deposition, or its admissibility in evidence, shall be made before entering on the trial, not afterwards; but any deposition after the commencement of the trial, may be suppressed, if any matter which is not disclosed in the deposition appears, which is sufficient to authorize said suppression.

When objections to deposition to be made.

SECTION 3. When an action has been dismissed, and another action has been commenced for the same cause, the depositions taken in the first action may be used in the second, or in any other action between the parties or their representatives for the same cause; but it must appear that the depositions have been duly filed in the court where the previous cause was pending, and have remained on file from the time the action was dismissed until the time at which it was proposed to use them. The provisions of this section shall apply to depositions heretofore taken in actions heretofore dismissed.

Deposition may be used in subsequent action.

Informality not fatal.

SECTION 4. An unimportant deviation from any direction or law relative to taking depositions, shall not cause any deposition to be excluded where no substantial prejudice would be done to the opposite party.

SECTION 5. This act shall take effect and be in force from and after its passage and publication.

Approved March 31, 1864.

CHAPTER 268.

[Published April 16, 1864.]

AN ACT to amend chapter 114 of the general laws of 1861, entitled "an act to amend chapter 34 of the revised statutes, entitled 'of the relief and support of the poor.'"

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

Amendment.

SECTION 1. Section one of chapter one hundred and fourteen of the general laws of 1861, entitled "an act to amend chapter thirty-four of the revised statutes, entitled 'of the relief and support of the poor,'" is hereby amended, by striking out of said section one all after the word, "supervisors," in the eleventh line thereof, so that said section will read as follows: "Chapter thirty-four of the revised statutes, entitled 'of the relief and support of the poor,' is hereby amended, as follows, to wit: Add to section thirty-five of said chapter thirty-four, the following words: '*provided*, that said superintendents of the poor shall at all times be subject to the direction and control of the county board of supervisors, in all things pertaining to the care and support of the poor; and any one or all of said superintendents shall be liable to be removed from the office of superintendent, at any meeting of said board of supervisors.'"

Superintendents; subject to control of supervisors.

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

Approved March 31, 1864.