

CHAPTER 115.

[Published March 7, 1874.]

AN ACT to authorize the city of Racine to levy a special tax to purchase additional school ground.

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

Special tax au-
thorized.

SECTION 1. The city of Racine is hereby authorized to levy a special tax upon the property of said city, amounting to not exceeding the sum of four thousand dollars, to be applied to the purchase and improvement of lots nine (9) and ten (10) in block thirty (30), in the Third ward of said city, and the north part of lots five (5) and six (6) in block four (4), in the Second ward of said city, or so much of said lots as the city council of said city may deem advisable.

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

Approved March 4, 1874.

CHAPTER 116.

[Published March 7, 1874.]

AN ACT to confer upon the county court jurisdiction of trusts created by will, and to prescribe proceedings in said court in relation thereto.

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

SECTION 1. The county court shall have jurisdiction of all trusts created by will.

Trustees of es-
tates to give
bonds.

SECTION 2. Every trustee to whom any estate, real or personal, shall be devised or bequeathed in trust for any minor or other person, by the will of any person deceased, shall give bond to the county judge having jurisdiction of the probate of the will, with sufficient sureties, in such sum as the judge may order, conditioned as follows:

1. That the trustee shall make and file in the county court a true inventory of the real estate, goods, chattels, rights and credits so devised or bequeathed, within such times as shall be ordered by said court.

2. That he will annually render an account to said court of the trust estate in his hands, of the management and disposition thereof, and of its annual income and profit.

3. That at the expiration of his trust he will adjust and settle his accounts with said court, and pay and deliver over all balances, money and property in his possession, or for which he is liable as such trustee.

4. That he will faithfully execute such trust according to the true intent and meaning thereof.

SECTION 3. If the testator in his will has directed that no such bond be required from such trustee, he shall not be required to give bond as herein prescribed; *provided*, that the court may require such bond when the will is proved, or at any time thereafter, if it appears that it is required by a change in the condition, circumstances or situation of the trustee, or for other sufficient reason.

Discretionary power of the court.

SECTION 4. Any person appointed a trustee as aforesaid, who shall refuse to give the bond required, or neglected to do so for twenty days after notice that such bond is required, shall be considered to have declined the acceptance of such trust.

SECTION 5. Any trustee so appointed, or appointed by the court in pursuance of this chapter, may, upon a request in writing, be permitted to resign the trust, if the judge shall think it expedient.

Trustee may resign.

SECTION 6. If any trustee appointed in any will not containing a provision for perpetuating the trust, shall decline accepting the same, or shall resign or die, or be removed, a trustee may be appointed by the county court in his stead, after notice to the persons interested in such trust estate.

Trustee may be appointed.

SECTION 7. Every trustee so appointed by the court shall be bound by the provisions of this chapter in the same manner as if he were appointed by will, and the estate so given in trust shall vest in such trustee in like manner, to all intents and purposes, as the same vested in the original trustee in said will, and he may demand, sue for and recover from any other person illegally holding the same, any and all property belonging to said trust estate.

SECTION 8. Any trustee who shall become disqualified for the discharge of the trust, by becoming insane or otherwise incapable, or evidently unsuitable for the execution of the trust, or who shall neglect or refuse to comply with the provisions of this chapter, may be removed by the court after notice to such trustee and other parties interested.

Trustee may be removed.

Sale of property, how authorized.

SECTION 9. The county court, on application of any such trustee, or any person interested may, after notice to all interested, authorize and require such trustee to sell any property so held in trust, and to invest the proceeds of such sale in such manner as will be most for the interest of all persons concerned therein ; and such court may, from time to time, make such orders and decrees as the judge thereof may think just and reasonable in relation to the sale, management, investment and disposition of such trust property, and to the settlement of the accounts of such trustee.

Approved March 4, 1874.

CHAPTER 117.

[Published March 7, 1874.]

AN ACT legalizing the lists of jurors as made by the boards of supervisors of this state.

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

Jury lists of boards of supervisors legalized.

SECTION 1. The regularity of the lists of grand and petit jurors, as made by the several boards of supervisors of this state at their last regular session, shall not be impeached or invalidated for the reason that a greater or less number of jurors were selected in any county than is required by law, but in all cases such lists shall be deemed and held to be legal jury lists of the counties.

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

Approved March 4, 1874.

CHAPTER 118.

AN ACT to authorize B. F. Cooper and others to erect and maintain a dam and boom.

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

May build dam piers and booms.

SECTION 1. B. F. Cooper, F. M. Andrews, August Kickbush, T. B. Scott, their associates, successors,