AN ACT To provide for the election of township asses-

sors, and to prescribe their duties.
Section 1. Be it enacted by the General Assembly of the State of Ohio, That in each township, town or ward, in this state, forming an election district, there shall be elected, on the first Monday of April annually; by the qualified electors of such township, town or ward forming an election district, one assessor for such township, town or ward, or part of a township not included in any other election district.

Sec. 2. Rach township assessor shall give bond and take the prescribed oath of office on or before the first Monday after his election, and the township clerk shall notify the county auditor thereof; and if the county auditor shall receive no notice of the qualification of the assessor, in any township, ward or city in his county; on or before the third Monday in April in each year, he shall consider such office vacant or if there should be a failure to elect by the people, or shall be at any time, or from any cause, a vacancy in the office of assessor, or if the assessor of any township or ward, having qualified, shall not have proceeded to the discharge of the duties of his office before the third Monday of April in each year, the county auditor shall forthwith appoint one or more suitable persons, residents of the county, to discharge the duties of assessor in such township or ward, who shall thereupon take the necessary oath of office, give the same bond, perform the same duties, be entitled to the same fees, and subject to the same liabilities, as in case of assessors elected by the

people, Sec. 3. Every such assessor, previous to entering upon the duties of his office, shall give bend, with two or more freehold sureties to the acceptance of the township trustees or proper authorities of any city or incorporated village, payable to the state of Ohio, and conditioned for the faithful and impartial dis-chare of the duties of hls office according to law; and shall take and subscribe an oath of office, which shall be indersed on such bond and the bond so indersed shall be deposited with the township treasurer, or town or city treasurer, as the case may be. In case of an appointment by the auditor, the bond may be approved by the auditor or the township trustees or authorities of any city, town or vil-

Sec. 4. Each assessor as aforesaid shall, during such year as is now required by law, take up an enumeration of all the white male inhabitants above the age of twenty-one years, whose usual place of residence shall be in any family in his township, and who are residents of the township, town or ward on the day preceeding the second Monday of April. and shall make out a list of the names of said inhabitants, and return the same to the clerk of the court of common pleas on or before the third Monday of May of the year wherein such enumeration is taken,

Sec. 5. It shall be the duty of each township assessor, at the time of taking lists of property for taxation in each year, to require each person in their several townships to make cifying the number of acres they may have had in wheat, rye, barley, corn, buckwheat, oats and meadow, and the quantity of each produced in each preceeding year; and said assessers are hereby required to make a return of the aforesaid statement to the county auditor of their respective counties at the time of returning the lists of prop-

erty for taxation.

Sec. 6. Each assessor as aforesaid shall make a list and valuation of all taxable property in his township, ward or district, now or hereafter taxable by any law of this state, and discharge all such other duties as shall from time to time be imposed upon him by law, SEC. 7. Assessors in cities of the first class shall be paid, out of the county treasury, two dollars and lifty ceuts per day, and all other assessors two dollars per day, for the time during which they shall be necessary engaged in the performance of their duties; each assessor shall make out an account in detail, giving the date of each day in which he shall have been thus engaged, and shall verify the same by his oath, which the county auditor is hereauthorized to administer; and if the auditor shall be satisfied that such account is correct. he shall draw his warrant on the county treasurer for the amount thereof; but in no case shall such order be drawn until the assessor shall have filed with the auditor his list of assessments, accurately made out, and added up the statement returned to him, and the books on which the original assessments were

Sec. 8. The act entitled "an act to create the office of township assessor," passed March 20, 1841, and which took effect April 1st and August 1st, 1841, and section one of an act regulating the mode of taking the enu-meration of the white male inhabitants above the age of twenty-one years; passed January 10, 1827, be and the same is hereby repealed: provided, that the repeal of the aforesaid acts shall in no wise effect any liabilities or rights accruing under them. See. 9. This act shall take effect from

and after its passage. WILLIAM B. WOODS. Speaker of the House of Rep's. MARTIN WELKER. President of the Senate.

April 4, 1859.

the act, entitled "an act further to provide for the better regulation of the receipt, disburse-ment and safe keeping of the public revenue," passed April 12, 1851, be and the same are hereby repassed April 12, 1858, be so amended as to read as follows: Sec. 6. The Treasurer of state shall, on presentation, pay all warrants drawn on the treasury by the auditor of state, duly certified and countersigned by the state, duly certified and countersigned by the recomptroller, when there are funds in the comptroller, when there are funds in the terestry belonging to the particular fund on the treasury is drawn in the most into a suit instituted against of the same are hereby repassed April 12, 1858, be so amended as to dispersion to the tensus of the state, and will pay all fines, costs and damages assessed against such keeper or keepers, for every violation thereof, and in case of a forfeiture of such base of the state, and will pay all fines, costs and damages assessed against such keeper or keepers, for every violation thereof, and in case of a forfeiture of such base arising to the provisions of this act; and such probate quors contrary to the laws of the state, and will pay all fines, costs and damages assessed against such keeper or keepers, for every violation. Sec. 7. The assignee shall also at the same time before the assignment for the same cause of action.

Sec. 7. The assignee shall also at the same time, and as often afterwards as may be required by such citation, or shall fail to give bail within the time ordered by such citation, or shall fail to give bail within the time ordered by such citation, or shall fail to give bail accertaing to the provisions of the state, and will pay all fines, costs and damages assessed against such keeper or keepers, for every violation.

Sec. 7. The assignment for the same time b which the said warrant is drawn, in the man-heretofore existing.

Sec, 6. That this act shall take effect and manufactured of the pure juice of the grape ner prescribed in section thirteen of the "act to establish the 12, 1858; and on payment of the same, he shall take the receipt of the person presenting the said warrant and entitled to receive such payment, on the face of such warrant, and in full for the amount specified therein; and the treasurer shall write on the face thereof the word "paid," which warrant, when so paid and cancelled, shall be numbered in the order in which it is paid, and he shall record the same in an appropriate book

Kept for that purpose, and file the same in his

office, as his voucher for so much money paid

out, and shall credit himself with the amount

sembly of the State of Ohio, That it shall be

the months of February and August in every terms of the will, deed or other instrument government of said asylum, one of whom and place of payment thereof, notice shall be each particular fund, together with all other if the names of any persons who ought to be ers of Hamilton county. They shall be citi-LAWS OF OHIO.

PUBLISHED BY AUTHORITY.

In the names of any persons who ought to be ers of namilton county. They shall be citimated for and unpaid at that time, made parties are unknown to the petitioner, bold the office for the term of three years, except as herein provided, and until their succept as herein provided as herein provid Such statement shall be signed by said county lined by the amazvit of the petitioner, and the treasurer and said county auditor; and the exdrawn by the county auditor, particularly the application for the sale, as now is, or may ilton county, shall determine by lot their or false in regard to the amount of money and other property then on hand and in the treasurer and the said auditor of the payment of debts.

Sec. 3. If, upon the hearing of the petition, it shall be made to appear to the court, by aforesaid, the county commissioners aforesaid shall be held until said proceedings have terms. making the same, shall, without regard to satisfactory proof, that a sale of the estate shall appoint one trustee, who shall serve for nated, when they shall be paid; if the allowance lapse of time, be held to be guilty of a breach would be for the benefit of the first donee in the term of three years. They shall possess of the claim has been ordered, upon the same; of trust and high misdemeanor, and on trial tail, or for life, and do no substantial injury like powers, and receive the same compensaby indictment, and conviction thereof, before to the heirs in tail, or others in succession, re- tion as the trustees of the state lunatic asyand conviction shall be had, to the same pun- thereof; and shall appoint some suitable per- government of the state lunatic asylums, so ishment as is provided in and by the act hereby amended, or by the "act to establish the ndependent treasury of the State of Ohio," passed April 12, 1858, or by law for the punshment of embazzlement.

Sec. 3. That section twenty-five (25) of the

aforesaid act be so amended as to read as folsafe keeping and disbursement according to the requirements of the act hereby amended, and of the act to establish the independent treasury of the state of Ohio, of the public tor, drawn on the treasury, and certified by the purchase money, or on securing the paysaid commissioners as to the object for which ment thereof, in such manner as shall be apit was drawn. And any failure, or neglect, or proved by the court. refusal on the part of any county treasurer to provide specie for the payments of specie out under this act shall for purposes of descent, of his treasury without unnecessary inconvenience or trouble or individual loss or expense to the tax payers in the manner prescribed entitled "an act to establish the independent other instrument creating, the estate. treasury of the State of Ohio," passed April 12, Seo. 7. Monies arising from such sales treasury of the State of Ohio," passed April 12, Sec. 7. Monies arising from such sales 1858, shall be deemed and held in law to be a shall, under the direction and approval of the centum; and on all sums, so received or paid resignation of a trustee, and fill vacancy by out, exceeding one hundred dollars and not new appointment. ing into, and one quarter of one per centum to the income thereof. he is required to publish in some newspaper, and with the sum by him paid for blank books and stationery necessarily used in his office, provided, that no per centage shall be allowed to the treasurer or any money by him receiv-

ed from his predecessor in office, or from the legal representatives of such predecessor. Sec. 4. That section twenty-seven (27) of the aforesaid act be so amended as to read as follows: Sec. 27. The county commissioners of each county in this state, are hereby required to provide, as soon as practicable after the passage of this act, all such rooms or offices, and construct such fire and burglar proof safe, and other means of security, in the office of the county treasurer in the public buildings of each county, as may be needed by the county treasurer for the perfect pro-tection and safe keeping of the money therein.

fusing to provide the same, shall be held in law as guilty of a high misdemeanor, and on trial and conviction thereof, before any court having competent jurisdiction, shall be severally fined, for the use of the county, by the court before which such trial and conviction is had, in any sum not exceeding one thousand dollars, nor less than one hundred dollars, with costs of passecution, at the discretion of the court, and shall pay the signor that in his opinion cannot be otherwise J said county for not less than five nor more than fifty dollars, or be dollars, nor less than one hundred dollars, or segment to make a signor that in his opinion cannot be otherwise J section.

Sec. 2. That section eight of the same act be amerided so as to read as follows.—Sec. 8.

That for every violation of the first, second and third sections of this act, every person so offending, shall forfeit and pay a fine of not less than five nor more than fifty dollars, or be imprisoned in the jail of the county for not less than thirty days, or both of them, at the discretion of the court, and shall pay the costs of passecution, at the discretion of the court, and shall pay the costs of prosecution, and for violation of the same for debts due by the assignor that in his opinion cannot be otherwise J signor that in his opinion cannot be otherwise J sec. 8. That section eight of the same act be amerided so as to read as follows.—Sec. 8.

Sec. 2. That section eight of the same act be assignor that in his opinion cannot be otherwise J signor that in his opinion cannot be otherwise J section.

Sec. 4. The purchasers, conveying the title Iree Irom and signor that in his opinion cannot be otherwise J signor that in his opinion cannot be otherwise J signor that in his opinion cannot be otherwise J section.

Sec. 5. The assigner have been presented, not included in the schedule filed, and what claims, if any signor have been presented, not included in the schedule filed, and what claim, if any, he is unwilling to allow; and thereupon, notices of

be in force on and after its passage. WILLIAM B. WOODS, Speaker of the House of Representatives.

MARTIN WELKER, President of the Senate

April 5, 1859.

AN ACT. [No. 187.]

Such statement shall be signed by said county ified by the affidavit of the petitioner, and the cessors are appointed and qualified. At the pense of such publication shall be paid out of names and residences may be unknown. The the provisions of this act, the two trustees apthe county treasury on warrant or warrants same notice shall be given to defendants of pointed by the county commissioners of Hamspecifying the same; and if at any time it hereafter be required in cases of petitions of term of service, so that one of them shall serve mainder, if any, to the assignor or his legal shall be found that such statement was untrue administrators for authority to sell real estate for the term of one year, and one for the term representatives. The dividends reserved for

any court of competent jurisdiction, shall be version or remainder, the court shall direct a lums, and shall be subject to the same regulasentenced by the court before which such trial sale of the estate to be made, and the manner tions and restrictions as are provided for the quire. son or persons to make the same; and such sale far as the same may be spplicable; said trusshall vest the estate sold in the purchaser tees shall have no power to make any changes freed from the entailment or limitation over, in the general plan of said asylum, but the

Sec. 4. All parties in interest may appear county commissioners shall complete the voluntarily and consent, in writing, to such same in accordance with the present plan and sale, and testamentary guardians, and guar- without material alteration. dians appointed by the court of probate, may Sec. 2. Section two of the act of which

the court authorizing the same; and if, on ex- and after its passage. amination thereof it shall appear that such sale has been fairly conducted and made, and money belonging to the several counties or that the price obtained is the reasnoable valtownships, shall be paid by the treasurer of ue of the estate sold, the court shall confirm the proper county, under the supervision of the the sale and authorize and direct a deed or county commissioners and county auditor of conveyance of the premises sold to be made to such county, by the warrant of the said audi- the purchaser or purchasers on payment of

Sec. 6. All moneys arising from the sales succession, reversion, or remainder, have the same character, and be governed by the same principles, as the estate sold, and shall pass, by the fourteenth (14) section of the act according to the terms of the deed, will, or

misdemeanor, and on his trial and conviction court be invested in the certificates of the thereof, by indictment before any court having competent jurisdiction, he shall be sentenced for each such offence to pay a fine of not less that twenty dollars nor more than five hundred to the value of the moneys and the county in which the grantor resided at the county in which the grantor resided at the county in which the grantor resided at the county in what collateral or personal security. dollars. And each county treasurer shall secured thereby, exclusive of buildings and time of executing said assignment, and produce and lawful, what collateral or personal security, make a settlement with the county commission other improvements, and of timber, mines and the original assignment, or a copy thereof, cause if any, the claimant holds for the same, or that make a settlement with the county commis- other improvements, and of timber, mines and sioners and county auditor of his county semi- minerals. The court shall appoint compeannually, as provided by law; and he shall be tent trustees to invest the moneys aforesaid, allowed for his services, two and one half per- and manage the same, shall, from time to centum on all moneys by him received, and time, report to the court their proceedings two and one-half per centum on all moneys and the condition of the fund; and the court by him paid out during the preceding half shall require of such trustees security for the year, where each sum so received or so paid out shall not exceed fifty dollars; and on all time to time, require additional security, and sums, so received or so paid out, exceeding remove such trustees for cause shown, or reaone hundred dollars each, one and half per sonable apprehension thereof; may accept the

exceeding two hundred dollars each, one per centum; and on all sums, so received or paid authorized by this act shall be paid to the perout, exceeding two hundred dollars and not son or persons who would be entitled to the exceeding five hundred dollars each, one half use or income of the estate were the same of one per centum; and on all sums, so receiv- unsold; and all taxes, and the expenses of the ed or paid out, exceeding five hundred bollars investment and management of the fund; said assignment. each, one quarter of one per centum for receiv- shall be paid by the person or persons entitled | Sec. 3. Every assignee within the provisions sureties.

him paid for printing such advertisement as entitled to the use and occupancy of the estate, or the income thereof.

Sec. 10. The costs of the petition and sale or lease, shall be paid by the person or persons entitled to the income aforesaid. Sec. 11. This act shall take effect on its

WILLIAM B. WOODS. Speaker of the House of Representatives, MARTIN WELKER. President of the Senate

April 4, 1859.

[No. 204.] AN ACT.

To amend "An act to provide against the Evils quors in the State or Ohio," passed May 1,

act, shall not extend to the sale of the wine collected.

nor any proceeding under them.

Sec.4. This act to take effect and be in force from an after its passage.
WILLIAM B. WOODS. Speaker of House of Representatives.

MARTIN WELKER.

of two years, and at the time of the expiration

lows: Sec. 25. All costs and expenses of the assent in the place of their wards to the sale. this is amendatory be and hereby is repealed. Sec. 5. All such sales shall be reported to This act shall take effect and be in force from WILLIAM B. WOODS.

Speaker of the House of Representatives.

MARTIN WELKER, President of the Senate

April 5, 1859.

[No. 211.] AN ACT. Regulating the Mode of Administering Assignments in Trust for the Benefit of Creditors.

when any person shall make an assignthe benefit of creditors, it shall be the or possession of any property or effects claimed or possessed by any third person. duty of said trustee, within ten days the original assignment, or a copy thereof, cause the same to be filed in the probate court, and enter into an undertaking in such sum, with such sureties as shall be approved by the said judge, conditioned for the faithful performance by the aid trustee of his duties according to law.

Sec. 2. If any assignee as aforesaid shall not, within ten days after his nomination to such by the probate judge.

by the probate judge.

Sec. 14. The probate judge shall have the trust, comply with the provisions of the first section of this act, it shall be the duty of the probate judge, on application of the assignor or any one or more of his creditors, to remove the said and to make and enforce all orders necessary assignee and appoint another in his stead, who shall thereupon immediately comply with the provisions of the foregoing section; and the pro-bate judge shall make and enforce all necessary orders to put the said trustee so appointed, into

of this act shall, within thirty days after enter- Sec. 15. Nothing in this act shall be so confor paying out of the treasury as aforesaid, hereby expressly excepting that which may before authorized, the court may, in their discollected for taxes on delinquent or forfeited lands, by sale of such lands or otherwise; and excepting also that on which some other rate of compensation is fixed by law. And said treasurer shall be credited with the sum by him paid for printing such advertisement as a may appear and compensation of the paid for printing such advertisement as a longer time, file in the office of the probate judge an inventory verified under oath of the property and assets compensation is fixed by law. And said treasurer shall be credited with the sum by him paid for printing such advertisement as a longer time, file in the office of the probate judge an inventory verified under oath of the property, money, rights and credits of the said act.

Section 1. Be it enacted by the Genton of said act.

Section 1. Be it enacted by the Genton of the wife before marriage, and not converted to the wife before marriage. county, any disinterested justice of such county may appoint the appraisers of the estate and

Sec. 4. Every assignee shall also, at the same verified under oath of all debts and liabilities of the assignor, within his knowledge, and shall amounts of their respective claims, and the spring elections, to apportion among the respeccause notice to be given in some newspaper of probate judge, after any such transfer, convey- tive townships in said county, the number general circulation within the county. for three successive weeks of his appointment as assignee a court of competent jurisdiction to have been successive weeks of his appointment as assignee made with the intent aforesaid, on the appliment required by the second section of the act successive weeks of his appointment as assignee and requiring creditors to present their claims. Scc. 5. The assignee shall proceed at once to convert all the assets received by him into money and to sell the real and personal property assigned, either for cash, or upon such other terms as the probate judge in his discretion may order, Resulting from the sale of Intoxicating li-Section 1. Be it enacted by the General Asbe designated in notice given by advertisement

section and safe keeping of the money therein.

and if any county commissioner or county and if any county commissioners of any county in this state shall fail, or neglect, or refuse to provide against the evils resulting from the sale of intoxicating liquors in the State of intoxicating liquors in the sale due return shall be made at not select or refuse to provide against the evils resulting from the sale due return shall be made to the judge, but all sales of real estate shall be made at not sociation or body corporate, and as far as practicable to all trustees of trusts for the benefit of creditions.

Section 1, Be the added and it shall be the duty in some newspaper of general circulation within the county, for six successive weeks, and of which sale due return shall be made at not sociation or body corporate, and as far as practicable to all trustees of trusts for the benefit of such trustees, at their meeting at the annual state of such notices for the benefit of such trustees, at their meeting at the annual state of such notices from the county, for six successive weeks, and of which sale due return shall be made at not sociation or body corporate, and as far as practicable to all trustees of trusts for the benefit of such trustees.

Section 1, Be the added and it shall be the duty in some newspaper of general circulation within the county, for six successive weeks, and of which sale due return shall be made at not ticable to all trustees of trusts for the benefit of such trustees.

Section 1, B

so failing, or neglecting, or refusing to furnish the same, shall moreover be held liable on his or their official bond, and also in his or their private capacity, to pay for the use of the county, for all amounts of property that may be stolen, robbed, or unlawfully taken from such county treasury during the time between the period when such requisition or the discretion of the court, and pay a nie of not less than fifty nor county for all amounts of property that may be stolen, robbed, or unlawfully taken from twenty nor more than fifty days, or both, at tween the period when such requisition or the discretion of the court, and pay the costs April 4, 1859.

Such county treasury during the time between the period when such requisition or demand shall be made by any such treasurer of prosecution, and such place or places so and time when such vault, safe, and other the discretion of the court, and pay the costs and time when such vault, safe, and other the discretion of the court, and pay the costs and time when such vault, safe, and other the discretion of the court, and pay the costs and time when such vault, safe, and other the discretion of the court, and pay the costs and time when such vault, safe, and other the discretion of the court, and pay the costs and time when such vault, safe, and other the discretion of the court, and pay the costs and the assignee shall endorse his defore the period of the assignee of allowance, and the assignee to enforce such the sold of the court, the provide for in twenty nor more than fifty days, or both, at the discretion of the court, and pay the costs demand shall be made by any such preson or places so convicted, the probate provided for in twenty nor more than fifty days, or both, at the discretion of the court, and pay the costs demand shall be made by any such presons convicted, they are provided for in the discretion of the court, and pay the costs demand shall be made by any such presons convicted, they are provided for in the discretion of the court, and pay the costs demand shall be made by any such presons convicted, they are provided for in the discretion of the court, and pay the costs demand shall be made by any such presons convicted, they are provided for in the discretion of the court, and pay the costs demand shall be made by any such presons convicted, they are provided for in the discretion of the court, and pay the costs demand shall be mediated upon the order of the state of this act, to the assignee shall endorse his deformand shall be required to the discretion of the court, and pay the costs and the a

Sec. 8. If the assignee or creditor shall file cultivated in this state, or beer, ale or cider. in the probate court a written requisition on the Sec. 3. Sections five and eight of the act assignee to disallow any claim or claims preof which this act is amendatory, are hereby sented, which he has not reported as disallowed repealed; Provided, that such repeal shall in and shall enter into an undertaking with surety no wise effect any liabilities civil or criminal or sureties to be approved by the probate judge, incurred under the said sections so repealed conditioned to pay all the costs and expenses of contesting the same, such claim or claims shall be ordered to be disallowed, and the same proceedings shall be had as required in other cases of disallowance by the foregoing section.

Sec. 9. The probate court shall order the payment of all incumbrances and liens upon

year, and oftener if the commissioners of the creating the entailment, thereafter become in- shall be appointed in the same manner as are given by advertisement in a newspaper, and in county shall so direct; particularly specifying in such statement the amount belonging to wise, shall be made parties to the petition; and the remaining two by the county commissionremaining uncalled for and unpaid at that time, dends, by publication and such other mode as

shall be divided pro rata among the other creditors until they are paid in full, and the reclaims disallowed where the proceedings to enshall be held until said proceedings have termiotherwise, they shall be distributed pro rata amongst other creditors not paid in full, or re-funded to the assignor, as the case may re-

Sec. 11. Before any dividend is declared. the costs and expenses of administering the trusts of the said assignment, including a reasonable compensation to the said assignee, and his counsel fees and other expenses, as may be allowed by the probate judge, shall be paid out of the trust fund.

Sec. 12. In case the assignee or any creditor have reason to believe, and make affidavit thereof, that the assignor has not surrendered all the property and effects embraced in the assignment; or that he has property or effects which he conceals and refuses to apply to the payment of his debts; or that he has conveyed or assigned any property or effects for the purpose of hindering, delaying or defrauding his creditors, or that he is about to do so; or that he has converted any property and effects into moneys and credits for the purpose of putting them beyoud the reach of his creditors, or the jurisdiction of the courts of the county, or is about so Section 1. Be it enacted by the Genthe same; and may make all necessary orders eral Assembly of the State of Ohio, That when any person shall make an assignment to a trustee, of any property, be applied to the payment of his debts; but no money, rights or credits, in trust for such order shall have the effect to after the title the general laws as passed, such as they shall be necessary bind such minor to such

Sec. 13. Every person presenting and filing he has no security whatever, and the assignee or any creditor shall have the right to examine the claimant under oath touching any such collateral or other security, or any other matter relating to said claim, within such time and under such regulations as shall be prescribed

right at any time to remove any assignee for good cause and to appoint another in his stead, to cause the property and effects to be delivered to the new trustee, and to require a new undertaking with additional sureties, and an application made by any surety or sureties of any assignce, may, if satisfied of the reasonablepossession of any property, money, rights, credits belonging to the assignor at the time he made said assignment.

with the provisions of this act.

demand in writing, any such commissioner or commissioners, so failing, neglecting, or refusing to provide the same, shall be held in law as guilty of a high misdemeanor, and on law as guilty of a high misdemeanor, and on law as guilty of a high misdemeanor, and on law as guilty of a high misdemeanor, and on law as guilty of a high misdemeanor, and on law as guilty of a high misdemeanor, and on law as guilty of a high misdemeanor, and on law as guilty of a high misdemeanor, and on law as guilty of a high misdemeanor, and on law as guilty of a high misdemeanor, and on law as guilty of a high misdemeanor, and on law as guilty of a high misdemeanor, and on law as guilty of a high misdemeanor, and on law as guilty of a high misdemeanor, and on law as guilty of a high misdemeanor, and on law as guilty of a high misdemeanor a

other papers, five cents each; for appointing or removing any assignce, one dollar; for hearing and deciding applications by an assignce for the benefit of this act, two dollars. and for all

section, the same proceedings shall be had as read as follows: Section 22. The guardian of provided in this act in case of assignments af-

force from and after its passage.
WILLIAM B. WOODS, Speaker of the House of Representatives MARTIN WELKER,

President of the Senate

April 6, 1859.

Section 1. Be iteracted by the General Association of the state, composition of the state of the state, composition of the state of the state, composition of the state, composition of the state of the state, composition of the state of the state, composition of the state, composition of the state of the state, composition of the state of the state, composition of the state of the state, composition of the state of the state of the state, composition of the state of the state of the state, composition of the state, composition of the state, composition of the state of the state, composition of the state, composition of the state, composition of the state of the state of the state, composition of the state of the

WILLIAM B. WOODS. Speaker of the House of Representatives.

MARTIN WELKER, President of the Senate. April 6, 1859.

[No. 155.] AN ACT

said act, but said contracts shall be and remain rate specified therein, not exceeding ten per centum per annum, as though said act passed February 25, 1859, had not been passed. Sec. 2. This act shall take effect from and

after its passage.
WILLIAM B. WOODS, Speaker of the House of Representatives.

MARTIN WELKER, President of the Senate. March 31, 1859.

section two of an act passed March 11th, 1853, to provide for the publication of the general to do, the probate judge shall cause him to appear in open court or before a referee and answer under oath all interrogatories concerning the same; and may make all necessary orders upon proper parties to prevent further transupon proper parties to prevent further transdeem of general interest to the people of the state, and the same shall be forwarded by the suitable person, until such minor, if ment to the auditors of the several counties, and it shall be the duty of auditor, probate one years, and if a female, at the age of fudge and prosecuting attorney of each county eighteen years; provided, that before to contract for the publication of the same, in the indenture whereby any minor may two weekly or daily newspapers printed therein, if so many there be, having the greatest circulation in the county, provided that in no case shall the same be published in two papers of shall the same be published in a subject to whom such minor shall be bound as paper, if there be one in such county, at a price not exceeding sixty cents per thousand ems, to be paid out of their respective county treasuries, as hereinafter provided.

Sec. 2. That the second section of the act shows referred to be and the section of the act.

Sec. 3. This act shall take effect and be in

force from and after its passage.
WILLIAM B. WOODS, Speaker of the House of Representatives.

MARTIN WELKER, President of the Senate. March 31, 1859.

AN ACT Supplementary to the Act relating to Juries, passed February 9th, 18: 1, and to amend the ninth section of said act.

prised in the inventory shall be appraised by the protate judge and sworn be appointed by the protate judge an to a faithful discharge of their trust, and if any part of such estate or effects be in any other county, any disinterested justice of such county the same shall be administered in conformity numbers from which to draw and summons the regular grand and petit juries for the commo Sec. 17. All transfers, conveyances or as-signments made with the intent to hinder, depleas and district courts, to be helden in said time when he files said inventory file a schedule lay or defraud creditors, shall inure to the equal October election, it shall be the duty of such general circulation within the county. for three ance or assignment shall have been declared by additional jurors required to fill such deficiency to administer the same as in other cases of as- sheriff of such county, the same as a summons signments to trustees for the benefit of cred- is served and returned; and it shall be the duty

> ected at the annual October elections. Sec. 2. That section nine of an act entitled "an act relating to juries," passed February 9, 1831, be so amended as to read as follows: That when a sufficient number of grand jurors shall have been drawn and summoned agreeably to this act, before either of the courts at their stated term, or if it should so happen that all the grand jurors summoned as aforesaid, shall fail to attend, it shall and may be lawful for the court in either case, to order the sheriff or other officer, to summon from among the bystanders, or neighboring citizens, so many good and lawful men as are necessary to form and contemplate the pannel of the grand jury, or to issue a special venire facias, to the sheriff, commanding him to summon the persons therein named o attend forthwith to serve as grand jurors. Sec. 3. That section nine of the act to which

Sec. 4. This act to take effect from and after WILLIAM B. WOODS, Speaker of the House of Representatives.

MARTIN WELKER,

President of the Senate. March 31, 1859. AN ACT.

No. 139.7

Supplementary to and to amend an act 'concerning the relation of guardian and ward," passed April 12th, 1858. Section 1. Be it enacted by the Gen-

the person and estate, or of the estate only, shall ter the passage of this act.

have power, when for the interest of the ward,
Sec. 22. This act shall take effect and be in
to sell all or any part of the personal estate of have power, when for the interest of the ward. the ward; and whenever necessary for the education, support or payment of jut debt of any minor, or for the discharge of any liens on the real estate of such minor, or whenever the real estate of such minor is suffering unavoidable waste, or a better investment of the value therewaste, and others to call of can be made, and the court shall be satis-fied that a sale thereof will be for the benefit of [No. 130.] AN ACT any minor, the propate court, by whom a guardian of the person and estate, or Act to establish a Code of Civil Procedure, of the estate only, has been appointed,

Sec. 3. This act shall take effect upon its tioner, to appraise said real estate, and die the same shall not be sold for less than two-thirds of the appraised value thereof.

Sec. 3. That section 28 be so amended as to read as follows: Section 28.
Upon such bond being filed and approved by the court, the court shall orlimit the operation of the Act, entitled "An der the sale of such real estate, pro act to repeal the Ten Per Cent Law, passed March 14, 1850," passed February 25th, and the place of such sale in the coun-Section 1. Be it enected by the General Assem- ty in which such real estate shall lie. bly of the State of Ohio, That the act, entitled and the credit to be given for the pay-"an act to repeal the ten per cent. law, passed March 14, 1850," passed February 25, 1859, deferred payments of the purchase shall not apply to any contracts now existing, deferred payments of the purchase or that may be made before the taking effect of money, shall be secured by a mortgage. executed by the purchaser, upon the n full force and effect, and upon all judgments executed by the purchaser, upon the endered upon any of the aforesaid contracts, real estate sold, and they shall bear ininterest shall be computed until payment at the terest at the rate of six per centum per annum, from the day of sale, payable annually.

Sec. 4. That section 34 of said act be so amended as to read as follows: Section 34. When any unmarried weman, who has been or may be appointed guardian of any minor, shall marry, such marriage shall of itself determine the guardianship of such woman; and amend section two of an act passed March the probate court of the proper coun-11th, 1853, to provide for the publication of the general laws in newspapers, and to rereal such minor, to which last named guaran act entitled "An act to provide for an early publication of the laws; and for other purposes," passed March 23d, 1850.

Section 1. Be it enacted by the Genformer guardian; and she shall fortheral Assembly of the State of Ohio, That with render her guardianship account to the court from which she received

retary of state and attorney general, as soon as any female under or over the age of possible after the passage of laws by the gener- twelve years, or any male under or over one party, if two of epposite politics are published therein, and also in one German newsabove referred to be and the same is hereby re- the seal of such court, shall be attached to such indenture, in testimony of such approbation.

Sec. 6. Original section 25, 28 and 34, are hereby repealed, and this act to take effect from and after its passage. S. W GILSON.

Speaker of the House of Representatives E. BASSETT LANGDON, President pro tem. of the Senate. March 30, 1859.

SECRETARY OF STATE'S OFFICE, COLUMBUS, O., May 1, 1859.

I hereby certify that the foregoing act are true copies of the original rolls on file in this A. P. RUSSELL, Sec'y of State.

WOODSFIELD, Monroe Co., May 2, 1859. I hereby certify that the foregoing laws have been compared with the laws published by authority, and found to be correct.

MARTIN L. BOWSER, And. M .C. O.

HAS RECEIVED THE

Largest and Best STOCK OF GOODS

EVER BROUGHT TO

DRY GOODS,

GROCERIES

Queensware, Hardware,

Boots and Spocs,

this is an amendment, be and the same is hereby HATS AND CAPS.

Ready - Made Clothing. HA VESTING IMPLEMENTS.

Scythes, Sickles, Rakes &c.

him and appoint another assignee, and after the giving bail by any assignee, as provided in this section 22 of said act shall be so amended as to

## BEDSTEADS

Every thing, in short, to be Thankful for past favors I invite my old customers and others to call in and

JOHN A. LANKARD. June 8, 1859.