

SEC. 3 When publication is ordered, personal service of such notice out of the State shall be equivalent to publication and deposit in the post office; and in case of publication, the service shall be deemed complete at the expiration of the time prescribed by the order of publication. What constitutes service of notice, and when notice complete.

SEC. 4. In case the party to be served is an infant, the service must be made upon him and upon his guardian *ad litem*; if any has been appointed. If no guardian *ad litem* has been appointed, the service may be made upon the infant, and a guardian *ad litem* must then be appointed, in the same manner as in other cases, who shall stand as the guardian *ad litem* of such infant during the pending of such suit, unless otherwise ordered by the court, and his duties and liabilities shall be the same as in other cases. In case the party to be served is an infant.

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

Approved April 2, 1860.

---

CHAPTER 364.

[Published April 28, 1860.]

AN ACT authorizing the Supreme Court to pronounce final judgment in certain criminal cases.

*The People of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:*

SECTION 1. Whenever any writ of error shall be brought on any judgment in a criminal case, and the case shall be removed, by such writ, to the Supreme Court of this State, and the Supreme court shall reverse such judgment, because of any defect, illegality, or irregularity in the proceedings in such case, subsequent to the rendition of the verdict of the jury therein, it shall be competent for the Supreme Court either to pronounce the proper judgment, or to remit the record to the court below, in order that such court may pronounce the proper judgment. Supreme court may pronounce final judgment on writ of error in criminal cases.

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

Approved April 2, 1860.