

vision, and by inserting in lieu thereof the words, "be fixed and established by the city council, who shall have power and authority to establish either uniform or graduated rates for selling liquors in said city, as they may deem most expedient."

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

Approved April 8, 1865.

CHAPTER 408.

[Published May 24, 1865.]

AN ACT to repeal chapter 132 of the private and local [general] laws of 1864, entitled "an act to amend an act to incorporate the Sinsinawa Mound college."

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

SECTION 1. Chapter 132 of the private and local ^{Repeal} [general] laws of 1864, entitled "an act to amend an act entitled 'an act to incorporate the Sinsinawa Mound college,'" is hereby repealed.

SECTION 4. This act shall take effect and be in force from and after its passage and publication.

Approved April 8, 1865.

CHAPTER 409.

[Published April 27, 1865.]

AN ACT relating to absent, non-resident or concealed defendants, in certain cases.

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

SECTION 1. When it appears by the record in any action or proceeding, that judgment has been recovered against any parties as absent, concealed, or non-resident defendants, by the service of the summons under

Proceedings against the representatives or assigns of absent, concealed or non-resident defendants,

where judgments
have been ob-
tained against
such defendants.

an order of publication, by which service jurisdiction was not acquired, such parties, their representatives or assigns, may be summoned to show cause why they should not be bound and barred by such judgment, by the service of a summons, subscribed by the plaintiff in such action, his representatives or attorney, describing such judgment, and requiring them to appear and show cause, by filing an answer in the office of the clerk of the court where the record of such judgment remains, within twenty days after the service thereof; service of which summons may be made upon such parties, residents of the state, in the manner provided by law for the service of summons upon resident defendants [and] upon absent, concealed or non-resident parties, by publication of said summons in a newspaper published in the county where such judgment remains, for once a week for six successive weeks, an affidavit of the absence, concealment or non-residence of such parties first being filed with said clerk. Upon filing proof of the service of such summons, and of default to appear and show cause, as herein provided, the parties so served shall be barred and bound by such judgment, and the court where such judgment remains, may so order and adjudge. The party summoned may answer any matter showing that the complaint in such action does not constitute a cause of action against him, or showing any defense upon the merits thereto existing in his behalf at the time of such defective service, to which the party issuing the summons may demur or reply, and to which reply the party summoned may demur; and the issues may be tried and judgment may be given in the same manner as in an action. Any right of redemption, incumbrance or lien which would have been barred and foreclosed by the judgment in the original action, had jurisdiction been acquired by [by] the service of the summons under the order of publication, shall cease and determine in one year from and after the passage of this act, in or upon any real estate sold under such judgment. All orders of publication heretofore or hereafter made under section (10) ten of chapter 124 of the revised statutes, shall be evidence that the court or officer authorized to grant the same, was satisfied of the existence of all facts requisite to the granting of

such order or orders, and shall be evidence of the existence of such facts.

SECTION 2. This act shall take effect from and after its passage.

Approved April 8, 1865.

CHAPTER 410.

[Published May 27, 1865.]

AN ACT to amend chapter 204 of the private and local laws of 1855, entitled "an act to incorporate the Wisconsin state telegraph company."

(See supplement to local laws.)

CHAPTER 411.

[Published May 27, 1865.]

AN ACT to legalize certain special town meetings in the town of Gale, in Trempealeau county, and the acts of the board of supervisors of said town.

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

SECTION 1. The proceedings of the town of Gale, in the county of Trempealeau, and state of Wisconsin, at their several town meetings held as follows, to wit: annual meeting 5th of April, 1864, special meetings August 24th, 1864, December 7th, 1864, and January 11th, 1865, at which taxes were voted to be raised to pay bounties to volunteers, are hereby declared to be legal and valid in all respects and for all purposes.

SECTION 2. The acts of the board of supervisors of said town of Gale, in carrying into effect the acts of the town meetings mentioned in the preceding section, and in the disbursement of the tax raised at such meetings, are hereby declared legal and valid for all purposes.

Bounty tax proceedings legalized.