

No. 231, A.]

[Published May 21, 1907]

CHAPTER 115.

AN ACT to amend section 1, chapter 189, laws of 1899, as amended, and section 5, chapter 189, laws of 1899 as amended by chapter 147, laws of 1905, making the same sections 1636—39 and 1636—43, statutes of 1898, relating to the operation of emery wheels.

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

SECTION 1. Section 1 of chapter 189 of the laws of 1899, as amended, is amended and is made section 1636—39, statutes of 1898, to read:

* * * * *

SECTION 2. Section 5, chapter 189, laws of 1899, is amended and made section 1636—43, statutes of 1898, to read:

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

Approved May 20, 1907.

No. 196, A.]

[Published May 21, 1907]

CHAPTER 116.

AN ACT to amend section 3594, statutes of 1898, as amended, relating to the issuance and return of process in justice courts.

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

SECTION 1. Section 3594, statutes of 1898, as amended by chapter 20, laws of 1903, is amended to read:

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Approved May 20, 1907.

(In effect July 1, 1907.)

*gagor and upon any subsequent grantee or mortgagee whose conveyance shall be recorded at the time of the first publication of such notice at least six weeks before the date of sale if * * * they shall be found within the county. * * **

3. If the return of the sheriff, or *affidavit of the person making the service* shall show that * * * any such person can not be found, a copy of such notice shall be posted in a conspicuous place upon the mortgaged premises and also served upon the occupant thereof, if any.

(Ch. 178, 1907.)

Justice courts: summons in blank, filing. SECTION 3594. All process issued by a justice of the peace shall run in the name of the "State of Wisconsin," be dated on the day it is issued, be signed by the justice of the peace issuing the same, may be under seal or without seal and shall be directed to the sheriff or any constable of the proper county. Said process shall contain the names of the parties plaintiff and defendant, the name of the town, village or city and the county where the justice of the peace resides, and the day, hour, month and year of the return thereof. Justices of the peace may sign in blank any summons and deliver the same to any attorney duly authorized to practice law in Wisconsin, to be issued by such attorney as occasion may require, and upon the filing of such summons at any time before the same is returnable with the justice of the peace having so signed the same, such justice shall forthwith docket the case and his docket entries shall have the same legal force and effect as if made at the time of issuing such summons; provided, that no summons, so issued by any attorney, under the provisions of this section, shall be valid unless said attorney shall endorse thereon his name or the name of the firm of which he is a member, which endorsement shall be substantially in the following form: Issued by A. B., plaintiff's attorney. *Whenever any summons shall be signed in blank by the justice and be issued by the attorney to whom delivered, such summons shall be filed with said justice * * * at least seventy-two hours * * * before the time specified therein as the time of the return thereof, and upon failure to do so the action shall be dismissed.*

(Ch. 116, 1907.)

Surety to discharge garnishee; secondary liability. SECTION 3721a. 1. At any time after the service of a summons