

No. 211, A.]

[Published May 23, 1957.

**CHAPTER 112**

AN ACT to amend 90.07 (2) of the statutes, relating to notice on non-residents by registered mail in proceedings to divide a partition fence.

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

90.07 (2) of the statutes is amended to read:

90.07 (2) In either such case application may be made to 2 or more fence viewers of the town where the lands lie or to 2 or more fence viewers of 2 towns, if the lands lie in 2 towns, who, after 8 days' notice in writing to each party to be served as a summons is in a civil action in a court of record *or by registered mail with return receipt requested in the case of a party who does not reside in this state*, shall, in writing \* \* \* , divide the partition fence or line and assign to each owner or occupant his share thereof; and in each of said cases they shall also therein direct the time within which each party shall build or repair, as may be proper, his share of the fence, having regard to the season of the year, and shall file such decision in the town clerk's office, who shall record the same. If either party \* \* \* *refuses or neglects* to build or repair within the time so assigned his part of the fence the other may, after having completed his own part, build or repair such part and recover the expense thereof as provided in s. 90.11 \* \* \* .

Approved May 17, 1957.

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