

[No. 394, A.]

[Published April 12, 1889.]

## CHAPTER 335.

AN ACT to amend subdivision 2, of section 1915, of the revised statutes, relating to insurance corporations.

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

Amending subdivision 2, sec. 1915, R. S.

SECTION 1. Subdivision 2, of section 1915, of the revised statutes, is hereby amended to read as follows:

Foreign insurance companies to file statement with commissioner, what to contain.

2. It shall first file a written instrument, duly signed by the president and secretary thereof, with the corporate seal affixed, declaring that it desires to transact the business of insurance in this state, and that it will accept a license therefor according to the laws of this state, which shall cease and terminate in case such corporation shall remove or make application to remove into any court of the United States any action or proceeding commenced in any court of this state, upon a claim or cause of action arising out of any business or transaction done in this state, or in case it shall violate or fail to comply with any provision of law applicable to such corporation, or in case its capital shall be impaired to the extent of twenty per cent., and shall not be made good within such time as the commissioner of insurance shall require, if the commissioner of insurance shall, in either case declare its license revoked therefor. Such corporations shall also appoint, in writing, the commissioner of insurance or his successors in office to be its true and lawful attorney upon whom all legal process in any action or proceeding against it may be served; and in such writing shall agree that any legal process against it which is served on said attorney, shall be of the same legal force and validity as if served on the corporation, and that the authority shall continue in force so long as there is any liability outstanding against the corporation, in this state. A copy of the writing, duly certified, shall be filed in the office of the commissioner, and copies certified by him shall be deemed sufficient evidence thereof.

To appoint commissioner its attorney upon whom process may be served.

Service upon such attorney shall be deemed sufficient service for all purposes upon the principal. When legal process against any such corporation is served upon the commissioner, he shall immediately notify the corporation of such service, by letter, prepaid and directed to its secretary, or, in case of a corporation of a foreign country, the resident manager, if any, in this country; and shall, within two days after such service, forward in the same manner a copy of the process served on him to such secretary or manager, or to any person previously designated by the corporation in writing. The plaintiff, for each process so served, shall pay to the commissioner, at the time of such service a fee of two dollars, which shall be recovered by him as a part of the taxable costs if he prevails in the suit. The commissioner shall keep a record of all process served on him, which record shall show the day and hour when such service was so made.

When process served on to notify company.

Fee of commissioner.

To keep record of process served.

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

Approved April 9, 1889.

[No. 109, A.]

[Published April 12, 1889.]

## CHAPTER 336.

AN ACT to amend section 7, of chapter 464, of the laws of 1885, entitled "an act relating to elections, and the counting and preservation of ballots."

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

SECTION 1. Section 7, of chapter 464, of the laws of 1885, is hereby amended by adding to the end thereof the following words, to-wit: "Provided, that, if the office of county clerk is in dispute in said proceeding, and the occupant of said office be a candidate for re-election, he shall not act as one of the canvassers on such recount, but his place shall be filled by any reputable citizen and

Amending sec. 7, ch. 464.

When county clerk not to act as commissioner on recount. Place how filled.