

No. 380, S.]

[Published May 2, 1895.]

CHAPTER 378.

AN ACT to amend section 3722, Sanborn and Berryman's annotated statutes, relating to garnishment in justices' courts.

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

SECTION 1. Section 3722, of Sanborn and Berryman's annotated statutes of the state of Wisconsin, is hereby amended so as to read as follows: Section 3722. If the plaintiff shall not be satisfied with the answer of the garnishee, or if either party shall desire a trial, the justice shall enter that fact on his docket, and the case shall forthwith be proceeded with and tried upon the issue formed by the affidavit and answer, as in other actions commenced by summons, and if, upon the trial of any such issue, property or effects, not by law exempt from seizure upon attachment or execution, shall be found in the hands of the garnishee, or it shall be found that such garnishee was indebted to the defendant, and that such indebtedness was not exempt, the justice or jury shall assess the value thereof, and the garnishee shall hold the same, subject to the further order of the justice; but if, upon such trial, it shall be found that the property or effects in the hands of the garnishee, or the indebtedness of the garnishee to the defendant, is exempt from seizure on execution or attachment, the justice shall forthwith enter an order in his docket discharging the garnishee; and if it shall be found that any part of such property or effects, or such indebtedness, is exempt, the justice shall enter an order in his docket discharging the garnishee from all liability to the plaintiff as to the property or effects, or the amount of the indebtedness so found to be exempt.

Amending sec. 3722, Sanborn and Berryman's statutes relating to trial if garnishee's answer unsatisfactory.

Either party
may appeal.

SECTION 2. Either party may appeal from such finding and order to the same court to which an appeal might be taken from a judgment in the action, but such appeal must be taken separately from any appeal from such judgment.

SECTION 3. All acts and parts of acts contravening the provisions of this act are hereby repealed.

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

Approved April 19, 1895.

No. 362, S.]

[Published May 2, 1895.

CHAPTER 379.

AN ACT to provide pensions for the members of the paid fire and police departments and to the widows and minor children of deceased members in cities having a population of one hundred and fifty thousand and over in certain cases and to repeal conflicting laws.

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

Fire and police
commissioners
to decide all
applications.

SECTION 1. The board of fire and police commissioners in any city having a population of one hundred and fifty thousand and over and having paid fire and police departments shall hear and decide all applications for pensions under this act, and its decisions on such applications shall be final and conclusive and not subject to review, modification or reversal except by the board itself at its own discretion. The board shall cause to be kept a record of all such applications and of all its proceedings under this act.