

No 50, S.]

[Published March 6, 1901.]

CHAPTER 26.

AN ACT to amend section 3358 of the statutes of 1898 relating to the service of notices to quit.

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

Proceedings to remove tenant; holding over after lease expires; default in payment of rent; absent tenant; after notice. SECTION

1. Subdivision 2 of section 3358 of the statutes of 1898 is hereby amended by adding at the end thereof the following; "In case the tenant of the demised premises can not be found, and there is no person residing on the premises, then such notice may be served by affixing same in a conspicuous part of the premises, where it may be conveniently read for at least ten days before an action is brought for the removal of such tenant under this section," so that said section, when so amended shall read as follows; Section 3358. In the following cases any tenant or lessee at will, or by sufferance, or for any part of a year, or for one or more years of any real property, including a specific or undivided portion of a house or other dwelling, and the assigns, under-tenants or legal representatives of such tenant or lessee may be removed therefrom in the manner prescribed in this chapter, except that nothing herein contained shall affect the provisions of section 2197a.

1. When such person holds possession after the expiration of the term by lapse of time or after such tenancy at will or sufferance has been terminated by either party in the manner provided in section 2183 and 2184, and without the permission of the landlord.

2. When such person holds over without such permission after any default in the payment of rent pursuant to the agreement under which he holds and three days' notice in writing, requiring in the alternative the payment of the rent or the possession of the premises, has been served in behalf of the person entitled to such rent on the person in possession of the same in manner provided in section 2636 for the service of a summons, and such notice may be served by the lessor or any person in his behalf. In case the tenant of the demised premises can not be found, and there is no person residing on the premises, then such notice may be served by affixing same in a conspicuous part of the premises,

where it may be conveniently read for at least ten days before an action is brought for the removal of such tenant under this section.

3. When such person holds over without such permission, contrary to any other conditions or covenants of the agreement under which he holds, after three days' notice requiring the delivery of the possession of the premises has been served, as above required, on the person holding such possession.

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

Approved March 2, 1901.

No. 39, S.]

[Published March 6, 1901.

CHAPTER 27.

AN ACT relating to terms of court in the twelfth judicial circuit and amendatory of section 2424 of the Wisconsin statutes of 1898.

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

Twelfth circuit terms; when and where held. SECTION 1. Section 2424 of the Wisconsin statutes of 1898 is hereby amended by striking out all after the word "of" in the first line of that part of said section relating to terms of court in the twelfth judicial circuit, and inserting in lieu thereof the following: Jefferson on the first Monday of February, the second Monday of June and the third Monday of September; in the county of Green on the first Monday of April, the fourth Monday of June and the third Monday of October; in the county of Rock on the fourth Monday in February, the first Monday in June and the third Monday in November, so that said part of said section when so amended shall read as follows: Twelfth Circuit.— In the county of Jefferson on the first Monday of February, the second Monday of June, and the third Monday of September, in the county of Green on the first Monday of April, the fourth Monday of June and the third Monday of October, in the county of Rock on the fourth Monday in February, the first Monday in