

first, by each person to whom a license to take mussels has been issued, stating the total weight of mussels taken under authority of such license, the names and locations of the waters from which such mussels were taken, and the total amount received for the mussels sold.

(6) Persons duly authorized by the state of Minnesota to take mussels from waters forming a common boundary between Wisconsin and Minnesota may take mussels from that portion of said waters within the jurisdiction of Wisconsin and not closed by action of the conservation commission, without having first procured a license therefor from the state of Wisconsin, provided that the laws of Minnesota extend a similar privilege to persons licensed by Wisconsin to take mussels.

SECTION 2. There shall be a close season for clams in all inland waters of the state, not including boundary waters, extending from March first to May twenty-ninth, in each year.

SECTION 3. This act shall take effect upon passage and publication.

Approved July 23, 1919.

No. 112, S.]

[Published July 26, 1919.

## CHAPTER 624.

AN ACT to amend section 1175 of the statutes, relating to application for tax deed.

*The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:*

SECTION 1. Section 1175 of the statutes is amended to read: Section 1175. Whenever any lot or tract of land which has been or shall hereafter be sold for taxes shall have been in actual occupancy or possession of any person, other than the owner and holder of the certificate of such tax sale or some person holding under him, for the period of thirty days or more, at any time within the six months immediately preceding the time when the tax deed upon such sale shall be applied for, *or whenever the records in the office of the register of deeds show that any lot or tract of land is incumbered by an unsatisfied mortgage and show the post-office address of the mortgagee or if the same has been assigned, the post-office address of the assignee, such deed shall not be issued unless a written notice shall have been served upon the owner or upon such occupant and upon such mortgagee or if said mortgage has been assigned then upon such assignee* by the holder of such certificate at least three months prior thereto, stating that he is the owner of such certificate and setting forth

the date thereof, and giving notice that after the expiration of three months from the service thereof such deed will be applied for. *Notice to any mortgagee or assignee shall be given by registered letter addressed to such mortgagee or assignee at the post-office address of said mortgagee or assignee as disclosed by the mortgage records in the office of the register of deeds.* The plaintiff in any action to foreclose a mortgage, having filed with the register of deeds a notice of the pendency thereof, may file a copy of such notice with the county clerk, who shall note such filing opposite the land therein described upon the book of tax sales; and every subsequent applicant for a tax deed of any such land shall give thirty days' notice, in the manner above prescribed, to such plaintiff or his attorney. An affidavit showing such service and specifying particularly the time and manner thereof shall be filed with the officer whose duty it shall be to issue such tax deed before such deed shall be issued; and in no case shall any tax deed be issued upon the certificate of the sale of land for the nonpayment of taxes except upon proof of the service of the notice as herein provided, when requisite, and if the land be not so occupied, proof filed with such officer that the land described in such certificate was not occupied or possessed for the period of thirty days, as hereinbefore specified. After proof of service of any such notice is filed it shall be necessary to pay, in order to redeem such lot or tract of land or any part thereof or interest therein, one dollar in addition for each such notice and proof. Every such notice may be served in the same manner as a summons in an action in the circuit court, *except as herein otherwise provided*, and the grantee in any tax deed, his heirs or assigns shall never recover or be entitled to receive from any county the amount due upon any certificate or certificates upon which such deed issued, or any part thereof, if such deed be set aside or declared void solely on the ground that the notice required by this section was not duly served, or that the proof of such service was insufficient, or that the affidavit as to the occupation or possession was not duly made or was insufficient.

SECTION 2. This act shall take effect upon passage and publication.

Approved July 23, 1919.