

No. 292, A.]

[Published July 2, 1943.]

CHAPTER 394.

AN ACT to amend 261.01 (5) of the statutes, relating to place of trial in civil actions against insurance companies.

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

261.01 (5) of the statutes is amended to read:

261.01 (5) Of an action against an insurance company, to recover on a policy of insurance, the county in which the defendant has its principal office or in which the plaintiff resides or, if brought by a person in a representative capacity by appointment of a court in the county in which such appointment was had, *provided, however, that in the event an insurance company is sued or made a party to an action growing out of the negligent operation of a motor vehicle, the proper place of trial shall be in the county where the cause of action arose or where the person or persons, covered by an insurance policy by reason of which such insurance company is sued or made a party to said action, resides.*

Approved June 29, 1943.

No. 314, A.]

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CHAPTER 395.

AN ACT to amend 85.05 (3) of the statutes, relating to effect of service of process upon a nonresident using highways of the state.

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

85.05 (3) of the statutes is amended to read:

85.05 (3) The use and operation by a nonresident of a motor vehicle over the highways of Wisconsin shall be deemed an *irrevocable appointment binding upon his executor, administrator or personal representative* by such nonresident of the commissioner of the motor vehicle department to be his true and lawful attorney upon whom may be served all legal processes in any action or proceeding against him, *or his executor, administrator, or personal representative*, growing out of such use or operation result-