

administrator or guardian to have the lands which he may be licensed by said court to sell appraised by three disinterested freeholders of the county in which the lands or some part thereof lie. Such appraisal shall be under oath, which oath and appraisal shall be certified in the usual form and filed in the court from which said license was issued. The executor, administrator or guardian so licensed shall offer the lands at public auction in the manner provided by law; and if at public auction no bid shall be made of a greater sum than the appraised value such executor, administrator or guardian may sell such lands at private sale at a price to be approved by the court licensing said sale, and if not sold within one year they may be sold at public auction.

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

Approved March 11, 1901.

No. 5, A.]

[Published March 12, 1901.]

CHAPTER 47.

AN ACT to amend section 1729a of chapter 83, of the Wisconsin statutes of 1898, relating to the assignment of written evidences of indebtedness from employer to employe for wages.

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

Wages, how paid; to whom law not applicable; written evidence of indebtedness negotiable. SECTION 1. Section 1729a, chapter 83, of the Wisconsin statutes of 1898, is hereby amended by striking out the word "assignable" where the same appears in the thirteenth line of said section and by inserting in lieu thereof the word "negotiable," so that said section when so amended shall read as follows: "Section 1729a. All wages or compensation for labor or service, unless there shall be a written contract to the contrary, shall be paid weekly or bi-weekly in cash; provided, that this section shall not apply to agricultural laborers, commercial travelers, persons employed on commission, traveling employes of railway or express companies, per-

sons employed in logging camps, or in driving, running or manufacturing logs or lumber, nor to any person whose occupation is such as to render him inaccessible on the regular pay day. Whenever any person engaged in lumbering or building or in the manufacture of lumber, shall defer the payment of all or any part of the wages due employes, after the same become due, such employer shall, on demand, give his employes written evidence of indebtedness for the amount so due them, which shall be payable at a date agreed upon and be negotiable. Any such employer who shall refuse to give such evidence of indebtedness for money earned, shall forfeit not more than fifty dollars."

Conflicting laws repealed. SECTION 2. All acts or parts of acts, in conflict with this act, are hereby repealed.

SECTION 3. This act shall take effect and be in force, from and after its passage and publication.

Approved March 9, 1901.

No. 55, S.]

[Published March 12, 1901.

CHAPTER 48.

AN ACT relating to service by publication and amending section 2640 of the statutes of 1898.

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

Application for order, when made; what to contain; first publication. SECTION 1. Section 2640 of the statutes of 1898, is hereby amended by adding at the end of the first sentence thereof the words: "within ten days after the date of the affidavit herein required," so that said section when so amended shall read as follows: Section 2640. The order mentioned in the preceding section shall be made by the court or a judge thereof within ten days after the date of the affidavit herein required. The application therefor shall be based upon the complaint, duly verified and filed, and an affidavit, together showing the facts required to exist and that the plaintiff is unable, with due diligence, to make service of the summons upon the defendant in respect to whom such order is applied for, and also the