

twenty-five north, of range three east, for the branch agricultural experiment station at Marshfield.

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

Approved May 13, 1919.

No. 218, A.]

[Published May 16, 1919.

CHAPTER 165.

AN ACT to amend section 1189 of the statutes, relating to publication of notice by tax deed grantees.

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

SECTION 1. Section 1189 of the statutes is amended to read: Section 1189. The limitation for bringing actions as provided in section 1188 shall not apply to any person who shall be a minor at the time the right of such action shall accrue, but such minor may bring such action or actions after the time limited at any time during his minority and within one year thereafter; nor shall such limitation nor any other limitation in favor of a tax deed or a tax certificate, except in case of actual possession founded on a tax deed, apply where the taxes, for the nonpayment of which the land was sold and the tax deed executed, where paid prior to the sale, or where the land was redeemed from the operation of such sale as provided by law or where the land was not liable to taxation; nor shall such limitation apply where a single tax deed only has been issued and the original owner has, before the issuance of such tax deed, paid all taxes levied against the land for the three years ensuing after the year for which the land was returned delinquent and sold, except as herein provided. The tax deed grantee or his assigns may, at any time after the tax deed is issued and recorded, serve a notice on the owner of record of the original title, stating that he holds a tax deed on the land of such original owner and giving a description of the land so deeded and a reference to the volume and page where such deed is recorded, which notice shall be served in the same manner as a summons in a court of record and proof of which service shall be filed in the office of the county clerk of the county in which the lands are situated. *If the owner of record of the original title is a nonresident of this state, or his residence is unknown, or is a foreign corporation, such tax deed grantee, or his assigns, may, upon making and filing in the office of such county clerk an affidavit showing that he is unable, with due diligence, to make service of such notice upon such former owner within the state and also showing the post-*

office address of such former owner, or that he is unable after due diligence, to ascertain it, publish such notice in a newspaper published in the county where the land described in the tax deed is located, once a week for six successive weeks and proof of such publication shall be filed in the office of such county clerk. If such notice be served and filed or such notice published and proof of publication filed thirty days or more before the expiration of three years from the date of recording the tax deed, the limitation provided by section 1188 shall apply. If such notice is not so served and filed, or published and proof filed, the limitation provided by said section 1188 shall be extended until the expiration of thirty days from and after the day such notice is served and filed or published and proof filed. In any action brought by the original owner to set aside such tax deed after the service or publication and filing of the notice aforesaid, the original owner, in case he prevails, shall as a condition of relief pay to the tax deed claimant the sum of five dollars for each description and the costs of serving or publishing the aforesaid notice, in addition to all other costs and charges now provided for by law. The provisions of law regulating costs and charges for the service of a summons in a court of record shall apply to and govern the amount that may be charged for the service or publication of such notice.

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

Approved May 13, 1919.

No. 231, A.]

[Published May 16, 1919.

CHAPTER 166.

AN ACT to amend subsection (1) of section 40.02 of the statutes, relating to filing of copies of orders made relating to alterations, or formation, or consolidation of school districts.

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

SECTION 1. Subsection (1) of section 40.02 of the statutes is amended to read: (40.02) (1) The town board, village board, or city council, as the conditions may demand, shall make a written order describing any territory detached from one district and attached to another. They shall also specify in such order the number of any district dissolved and the name of the town or towns of which composed it. If two or more districts are united wholly the number of each such district shall be specified and also the number of the enlarged district, with the names of the town or towns and the county or counties