

No. 274, S.]

[Published August 5, 1947.]

**CHAPTER 478.**

AN ACT to amend 234.04 and 291.06 of the statutes, relating to the service of notices on tenants and summons in actions of unlawful detainer.

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

SECTION 1. 234.04 of the statutes is amended to read:

234.04 Such notice shall be served \* \* \* *in the manner provided in sections 262.08 and 262.09 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 cannot be found, nor any usual place of abode of said tenant and member of his family of suitable age and discretion upon whom to make such service, then such notice may be served on a person residing on the demised premises, if there be one, and if not then such notice may be served by affixing same in a conspicuous part of the premises, where it may be conveniently read; and at the expiration of the time required after the service of such notice the landlord may re-enter, or maintain an action for the recovery of the possession thereof, or proceed in the manner prescribed by law to remove such tenant without any further or other notice to quit.*

SECTION 2. 291.06 of the statutes is amended to read:

291.06 (1) Such summons shall be served \* \* \* *in the manner provided in sections 262.08 and 262.09 at least 6 days before the return date thereof. In case the tenant of the demised premises cannot be found, nor any usual place of abode of such tenant and member of his family of suitable age and discretion upon whom to make such service, then such summons may be served on a person residing on the demised premises.*

(2) *In case \* \* \* the tenant of the demised premises cannot be found, nor any usual place of abode of such tenant and member of his family of suitable age and discretion upon whom to make such service, and there is no person residing on the demised premises, then the officer having the summons for service shall make return of such facts on said summons on or before the return day mentioned therein, and if the defendant does not appear before said justice within the hour after the sum-*

mons is made returnable, then the justice shall enter an order in his docket requiring the plaintiff to publish in a newspaper to be designated by said justice, if there be one printed in the county, and if there be none, then to post up, at least 10 days before the adjourned day, in 3 of the most public places therein, a notice to the defendant that a complaint in writing has been filed with said justice for the removal of said defendant from the premises, describing them, and that a summons has been issued thereon as provided by section 291.05, and that unless he appear before said justice at a time and place mentioned in said order and notice, not less than 14 nor more than 30 days from the date of said order, judgment will be rendered against him as prayed for in the complaint in said action; and the justice shall thereupon continue the cause to the time and place mentioned in said order. Such notice shall be published at least once in each week for 2 successive weeks before the day to which the action has been adjourned, proof of such publication or posting to be filed with said justice at or before said adjourned day.

Approved July 30, 1947.

No. 422, S.]

[Published August 5, 1947.

#### CHAPTER 479.

AN ACT to create 188.18 of the statutes, relating to corporate powers of the reserve officers association of the United States.

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

188.18 of the statutes is created to read:

188.18 CORPORATE POWERS OF RESERVE OFFICERS ASSOCIATION.

(1) The department of Wisconsin and any chapter or unit of the reserve officers association of the United States, organized in this state pursuant to the constitution, by-laws and rules and regulations of such association or such department, shall have full corporation power to transact business in this state and to take over the assets and liabilities of the existing department, chapters or other units upon filing with the secretary of state, a statement of its intention so to do, its name, location and a full and complete list of its duly elected officers, and by