

No. 146, A.]

[Published June 15, 1957.

CHAPTER 181

AN ACT to amend 266.02 and 266.19 of the statutes, relating to time for issuing writ of attachment, and traverse of complaint.

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

SECTION 1. 266.02 of the statutes is amended to read:

266.02 The writ of attachment shall be issued * * * on the request of the plaintiff at any time before final judgment *and after a summons is issued and shown to the clerk.* It shall be directed to the sheriff of some county in which the property of the defendant is supposed to be, and shall require him to attach all the property of the defendant within his county or so much thereof as may be sufficient to satisfy the plaintiff's demand, together with costs and expenses. It shall be in the name of the court and be sealed with its seal and signed by its clerk.

SECTION 2. 266.19 of the statutes is amended to read:

266.19 Within 10 days after notice of the issuing of a writ of attachment against his property or within the time in which he may answer the complaint, the defendant may, by special answer, deny the existence, at the time of the making of the attachment affidavit of the material facts stated therein except the alleged liability and the amount thereof. The issue so raised shall be tried by the court, before the trial of the action

and the affirmative * * * shall be upon the plaintiff. And if the defendant
* * * *has* made an assignment for the benefit of his creditors his assignee
may traverse and defend * * * .

Approved June 11, 1957.
