

[*Published April 16, 1859.*]

### CHAPTER 219.

AN ACT to appropriate the sum of four thousand dollars for the purchase of stationery for the use of the state officers and the next legislature.

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

**Appropriation for stationery.** SECTION 1. The sum of four thousand dollars out of any money in the treasury not otherwise appropriated, is hereby appropriated for the purchase of stationery for the use of the state officers and legislature for the ensuing year. The said sum of four thousand dollars may be drawn from the treasury by the person who shall be appointed by the governor to purchase said stationery, after the said person shall have given the bonds required by chapter eighty-six, of the general laws of 1857.

**Take effect.** SEC. 2. This act shall take effect and be in force from and after its passage.

Approved March 19, 1859.

[Published first March 28th, 1859. A slight error was detected in the first insertion, and the act was subsequently published April 2, 1859.]

### CHAPTER 220.

AN ACT in relation to the foreclosure of mortgages on real estate, and to repeal an act entitled "An act relating to the foreclosure of mortgages and the sale of lands under such foreclosure," approved May 15, 1858.

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

**Time given to answer.** SECTION 1. In all actions and proceedings hereafter commenced for the foreclosure of mortgages on real estate, the defendant or defendants in such action or proceedings, shall have ninety days time to answer the bill or complaint filed therein, after the service of summons or publication of notice, as now required by law, and no default shall be entered in any such action until after the expiration of such time, any law to the contrary notwithstanding.

**Notice of sale, how given.** SEC. 2. Whenever in any action or proceeding judgment shall be entered, or an order made by the court for the sale of mortgaged premises, and in all cases where before the passage of this act judgment has been render-

ed in any of the courts of this state, or in the district court of the United States for the district of Wisconsin, in an action to foreclose a mortgage or mortgages, or when an order or decree has been made by any such court, the said mortgaged premises shall be sold only upon three months notice given of the time and place of such sale, which notice shall be given in the manner provided in this act.

SEC. 3. It shall be the duty of the sheriff, deputy sheriff, or other officers appointed by the court to make sale of the mortgaged premises immediately after receiving a copy of the order for the sale of such mortgaged premises, to publish, or cause to be published, a notice of the sale of such premises, unless otherwise ordered by the court, describing the same therein as now required by law, in some newspaper of general circulation in the county in which such premises are situated, at least once in every two weeks for the period of three months before sale of the same, and if no newspaper be printed or published in said county, then the same shall be published in some newspaper in an adjoining county for the time aforesaid, and no sale of mortgaged premises under foreclosure, by action in court, shall be valid unless made in accordance with the provisions of this act.

SEC. 4. The act entitled "an act relating to the foreclosure of mortgages and the sale of lands under such foreclosure," approved May 15th, 1858, and so much of any law and such parts of all acts as contravene the provisions of this act, are hereby repealed; *Provided*, that the provisions of this act shall not apply to mortgages executed and delivered after the time when this act shall take effect.

SEC. 5. This act shall take effect and be in force from and after its passage and publication.

Approved March 19, 1859.

[*Published April 11, 1859.*]

## CHAPTER 221.

AN ACT conferring discretionary powers upon the town board of supervisors in certain cases.

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

SECTION 1. It shall be lawful for the board of supervisors in any town in this state, in which there is a vil-