

[No. 245, A.]

[Published April 25, 1887.]

CHAPTER 235.

AN ACT to amend section 3608, of chapter 155, of the revised statutes, entitled, "of the commencement of pleadings and proceedings therein before trial."

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

Amending sec.
3608, R. S.

SECTION 1. Section 3608, of chapter 155, of the revised statutes, is hereby amended by striking out the words, "or other credible," where the same occur in the second line of said section, and inserting in lieu thereof the words, "or some one in his behalf first duly filed with said justice," so that said section, when amended, shall read as follows: Section 3608. Every justice issuing any process, upon being satisfied by the affidavit of the plaintiff or some one in his behalf, first duly filed with said justice, that such process will not be executed for the want of an officer to be had in time to execute the same, may empower any suitable person not being a party to the action to execute the same, by an indorsement on the process to the following effect:

At the request and risk of the plaintiff, I authorize ——— to execute and return this writ.

J. P.,

Justice of the Peace.

And the person so empowered shall thereupon possess all the authority of a constable in relation to the execution of such process, and shall be subject to the same obligations and shall receive the same fees for his services.

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

Approved April 1, 1887.