

CHAPTER 122.

[Published April 5, 1860.]

AN ACT prescribing the mode of sales on judgments, or orders of court, in certain cases.

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

Sales under
foreclosure of
mortgage, how
made.

Notice.

SECTION 1. Whenever, in any action or proceedings for the foreclosure of a mortgage, or to foreclose or cancel the equity of redemption in and to real estate, judgment shall have heretofore been entered, or an order has heretofore been made by the court for the sale of the mortgaged premises, or judgment shall hereafter be entered, or an order hereafter be made, for the sale of the mortgaged premises, and the said action or proceedings shall have been or may be removed to the supreme court by writ of error, or by appeal, or otherwise, by any of the defendants in such action or proceedings, and such judgment or order shall be affirmed, or such writ of error, appeal, or other proceedings, to or in the supreme court, shall be dismissed, or otherwise discontinued or determined, the party plaintiff in such action, or his attorney, or legal representative, may have such mortgaged premises sold, upon giving, or causing to be given, six weeks notice of the time and place of such sale; which notice of such sale shall be given substantially in the following manner: The officer, or other person appointed by the court, in the judgment or order of sale, to make sale of the mortgaged premises, shall publish, or cause to be published, a notice of the sale of such premises, briefly describing the same, in some newspaper published in the county in which such premises, or a portion thereof, are situated, at least once in each week, for the period of six weeks before the sale of the same. And if no newspaper be published or printed in said county, then the same shall be published in some newspaper in an adjoining county.

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

Approved March 15, 1860.