

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

Approved April 2, 1863.

## CHAPTER 298.

[Published April 24, 1863.]

AN ACT to construct a race from White river to Fox river.

(See supplement to local laws.)

## CHAPTER 299.

[Published April 24, 1863.]

AN ACT relating to the foreclosure of mortgages on real estate.

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

Twenty days to answer complaint.

SECTION 1. In all actions hereafter commenced for the foreclosure of mortgages on real estate, the defendant or defendants shall have twenty days' time in which to answer the complaint, after the service of the summons, without regard to the time when the mortgage was executed.

Notice of sale to be published six weeks.

SECTION 2. The officer or person whose duty it shall be to sell any mortgaged premises by virtue of any judgment or order obtained in any court within this state, shall give notice of the time and place of such sale, by causing a notice thereof to be previously printed for six weeks, successively, once in each week, in a newspaper published in the county in which the lands are to be sold, if there be one, and if there be no newspaper published in said county, then such notice shall be so published in some newspaper published in an adjoining county, and notice of such sale shall be given in such further manner as the court shall, in its discretion, in the judgment or decree direct.

SECTION 3. Sales of mortgaged premises, by virtue any judgment or order obtained before this act takes effect, may be made in accordance with the provisions of this act, or in accordance with the provisions of laws now in force. How sales to be made.

SECTION 4. Chapter two hundred and twenty of the general laws of the year eighteen hundred and fifty-nine, and all other laws, so far as they contravene the provisions of this act, are hereby repealed. Repeal.

Approved April 2, 1863.

## CHAPTER 300.

[Published April 24, 1863.]

AN ACT to facilitate the confirmation of sales of mortgaged premises, in certain cases.

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

SECTION 1. In all actions for the foreclosure of a mortgage upon real estate, wherein a sale of the mortgaged premises shall be held and made by any sheriff, and a deed or a certificate of sale of the mortgaged premises shall be executed by said sheriff to the purchaser thereof, if the sheriff making such sale shall die without making a report of such sale, such report of sale may be made by the plaintiff, his agent or attorney, under oath ; and upon filing such report of sale, duly verified, the court shall make an order confirming such sale and report in the same manner and with the same effect as though said report of sale had been made by the sheriff who made such sale. If sheriff die, report of sale may be made by plaintiff, his agent or attorney.

SECTION 2. In all actions heretofore brought for the foreclosure of a mortgage upon real estate, wherein a sale of the mortgaged premises shall have been heretofore made by any sheriff, and a deed or certificate of sale of the mortgaged premises shall have been heretofore executed by any sheriff to the purchaser thereof, and said sheriff shall have died without having made a report of such sale, such report of sale may be made by the plaintiff, his agent or attorney under oath ; and upon filing Confirmation of sale.

In actions heretofore brought, reports may be made and sales confirmed as above.