

No. 810, A.]

[Published May 20, 1891.]

CHAPTER 426.

AN ACT to amend section 1, chapter 450, laws of 1887, entitled, "An act to declare parts of certain avenues in the city of Milwaukee, boulevards or pleasure ways, and to regulate the use of the same.

(See Vol. 2.)

No. 759, A.]

[Published May 9, 1891.]

CHAPTER 427.

AN ACT amendatory of sections 2982, and 2982a, of the annotated statutes relating to property exempt from execution.

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

SECTION 1. Section 2982 of chapter 130, of the annotated statutes is hereby amended by adding to said section the following: If the debtor, his agent, clerk or legal representative shall fail or neglect to claim the exemptions enumerated in this section, such debtor's wife, unless she shall have deserted him, may, before sale, select the same, and may in her own name maintain an action for the recovery of the possession or the value thereof, if the same shall have been taken away; provided such claim and selection shall have been made.

Amends section 2982 annotated statutes; exemption may be selected by debtor's wife.

SECTION 2. Section 2982a, chapter 69, 1883, of the annotated statutes, is hereby amended by inserting after the word "debtor" in the sixth line thereof the following: "or his wife." And further amend such section 2982a, of the annotated statutes, by inserting after the word

Amends chapter 69, laws of 1883, section 2982a, annotated statutes.

Appraisement
of property ex-
empt from levy,
how made.

“debtor,” where it occurs in the seventh line thereof, the words “or his wife,” so that when so amended said section 2982a, of the annotated statutes, shall read as follows: Section 2982a. (Chapter 69, 1883) Whenever personal property shall be seized on writ of attachment or execution issued out of any court in this state, and any part of such property shall be exempt from such seizure, under any provision of law exempting to the debtor property of like kind to a specific amount in value, and such exemption shall be claimed on the part of the debtor or his wife, the officer making such seizure shall, upon request by the debtor or his wife, or may upon his own motion without such request, cause said exempt property to be appraised by two disinterested freeholders of the county, who shall first be sworn by him to make a true appraisement thereof, which appraisement shall be in writing, and signed by the appraisers, and shall be *prima facie* evidence of the value of the property appraised for the purpose of such exemption. The appraisement so signed, together with a true inventory of all the property seized, shall be returned with the writ of attachment or execution, and the fees of each of such appraisers, shall be one dollar for each day actually engaged in such appraisement and shall be paid by the officer and returned as disbursements on his writ.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved April 24, 1891.