

CHAPTER 273.

[Published April 19, 1861.]

AN ACT to permit persons entitled to pay for improvements on land, to bring suit for the value of the same in the county where the land lies.

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

SECTION 1. In all cases where a recovery of land and tenements shall be had in the district court of the United States for the district of Wisconsin, and the defendant in such action, or those under whom he claims, shall be entitled to pay for improvements on such land, or a lien thereon for the value of such improvements, by any law of this state, such person so entitled to pay for improvements, or a lien, may bring an action in the county where the land lies, against the party so recovering, for the value of such improvements, and shall be entitled to a judgment for such value.

In what cases actions may be brought for improvements in counties where lands lie.

SECTION 2. Such judgment shall be a lien on said land in whosoever hands the same may be, and it may be sold to satisfy said judgment as in other cases: *provided*, said action shall be commenced within one year after the recovery by judgment of the land in the said district court, or in one year after the passage of this act, where the judgment has been rendered prior to its passage; *and provided, further*, that said judgment may be enforced against the plaintiff in the district court, as other judgments against the person.

When to be brought.

SECTION 3. The party commencing such action may have service by publication, as in other cases of non-residence.

Service.

SECTION 4. This act shall take effect and be in force from and after its passage and publication.

Approved April 13, 1861.