

CHAPTER 246.

[Published March 27, 1873.]

AN ACT relating to railroads, and amendatory of section ten of chapter one hundred and nineteen of the general laws of 1872, entitled an act in relation to railroads and the organization of railroad companies.

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

SECTION 1. That section ten of chapter one hundred and nineteen of the general laws of 1872, entitled "an act in relation to railroads and the organization of railroad companies," is hereby amended so as to read as follows: Section 10. As often as any contractor for the construction of any part of a railroad which is in progress of construction, shall be indebted to any laborer for thirty or any less number of days' labor performed in constructing said road, either for manual or team labor or both, including team and driver, such laborer may give notice of such indebtedness to said company in the manner herein provided; and said company shall thereupon become liable to pay such laborer the amount so due him for such labor, and an action may be maintained against said company therefor. Such notice shall be given by said laborer to said company within twenty days after the performance of the number of days' labor for which the claim is made. Such notice shall be in writing and shall state the amount and the number of days' labor, and the time when the same was performed for which the claim is made, and the name of the contractor from whom due, and shall be signed by such laborer or his attorney, and shall be served on an engineer, agent or superintendent employed by said company having charge of the section of road on which such labor was performed, personally, or by leaving the same at the office or usual place of business of such engineer, agent or superintendent, with some person of suitable age. But no action shall be maintained against any company under the provisions of this section, unless the same is commenced within thirty days after notice is given to the company by said laborer, as above provided: *provided*, that nothing in this act contained shall be construed to extend to or affect in any manner, any actions now pending in this state.

Amended—
how laborer on
railroad may
enforce collec-
tion of his
wages.

How notice of
indebtedness to
be given and
served.

Must be com-
menced within
thirty days.

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

Approved March 19, 1873.