

[No. 14, S.]

[Published April 6, 1883.]

CHAPTER 349.

AN ACT to prohibit debtors from giving preference to creditors, and to secure the equal distribution of property among all creditors.

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

SECTION 1. Any and all assignments hereafter made for the benefit of creditors, which shall contain or give any preference to one creditor over another creditor, except for the wages of laborers, servants and employes, earned within six months prior thereto, shall be void. Relating to preference to creditors.

SECTION 2. Every execution levy made under a judgment confessed against any such insolvent debtor, within sixty days prior to any assignment, for the benefit of creditors, or under a judgment entered on a judgment note, by any such debtor, within sixty days prior to any such assignment, and the lien of any such judgments upon real estate shall be void and of no effect. Every sale, mortgage, hypothecation, lien or other security of any name or nature, made, given or executed of or upon his property, real or personal, by an insolvent debtor, within sixty days prior to the making of any such assignment, and in contemplation thereof, or of insolvency, shall be void and of no effect; provided, the vender in such sale, or the person benefited thereby, or receiving such mortgage, hypothecation, lien or other security, knew or had reasonable cause to believe such debtor insolvent. The assignee in any such assignment shall possess all the powers thereunder necessary to institute any action or proceeding, to set aside and avoid any levy, sale, mortgage, hypothecation, lien or other security named in this section.

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

Approved April 4, 1883.