

be appointed forthwith, without notice, with the power of a special administrator."

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

Approved March 31, 1893.

No. 138, S.]

[Published April 5, 1893.

CHAPTER 85.

AN ACT to amend section 1339, of the Revised Statutes of 1878, relating to damages caused by defective roads.

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

SECTION 1. Section 1339, of the Revised Statutes of 1878, is hereby amended by adding at the end of said section as follows: "But no notice given under the provisions of this section shall be deemed invalid or insufficient, solely by reason of any inaccuracy or failure in stating the time or in describing the place and the insufficiency or want of repair; provided, it shall appear that there was no intention to mislead, and that the party entitled to notice was not in fact mislead thereby."

Amends sec.
1339 R. S.

Notice, when
not to be
sufficient.

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

Approved March 31, 1893.