

**1095 LOOKOUT: PEDESTRIAN**

A pedestrian, who enters and crosses a street or highway on a crosswalk, must use ordinary care to observe timely the presence, location, and movement of vehicles that may be approaching.

[When a pedestrian crosses at a place other than a crosswalk, it is the pedestrian's duty to maintain a lookout reasonably necessary to enable the pedestrian to yield the right of way to vehicles.]

**COMMENT**

The instruction and comment were originally published in their present form in 1960. The instruction was revised in 1987 and 2008. Editorial changes were made in 1992 to address gender references in the instruction.

This instruction is based on the duty of the pedestrian to yield the right of way. Wis. Stat. § 346.25. Schlewitz v. London & Lancashire Indem. Co., 255 Wis. 296, 299, 38 N.W.2d 700 (1949); Engstrum v. Sentinel Co., 221 Wis. 577, 580-81, 267 N.W. 536 (1936).