

CHAPTER 127.

[Published March 14, 1864.]

AN ACT relating to the county court of Fond du Lac county.

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

SECTION 1. There is hereby conferred on the county court of Fond du Lac county, jurisdiction in all civil actions, both as to matters of law and equity, equal to and commensurate with that of the circuit court of Fond du Lac county; and the said county court shall exercise the same powers and jurisdiction in all civil actions, as are now exercised by the said circuit court: *provided*, that the value of property or the amount of money in controversy, in any action in said county court, exclusive of costs, shall not exceed twenty thousand dollars.

Jurisdiction made equal to that of circuit court.

Amount in controversy limited.

SECTION 2. The general provisions of the statutes of Wisconsin, that may at any time be in force relative to the circuit courts of this state, shall relate also to the said county court; unless inapplicable: *provided*, the jurisdiction be limited to the amount of money and value of property aforesaid; and the rules and practice prescribed by the supreme court for circuit courts, shall be the rules of practice for said county court, except as to the style of the court and other mere matters of form; but said county court may make additional rules for the practice in said court, not inconsistent with said circuit court rules.

Statutes applicable.

Rules of practice

SECTION 3. The clerk of the circuit court shall perform the duties of clerk of the county court, and shall receive the fees that are or may be prescribed by law for the clerk of the circuit court; and he shall, from the panel of jurors for said county of Fond du Lac, in conjunction with the sheriff, under sheriff or deputy sheriff of said county, twenty days before each jury term of said court, draw from the list of jurors at such time liable to serve as jurors for the circuit court, a number of jurors for such term, not exceeding the number required by law for the circuit court, and not less than twenty-four, as may be ordered by the county judge, which said jurors, so drawn, shall be summoned in like manner as jurors are summoned for the circuit court.

Clerk.

Drawing of jurors.

- Terms of court.** SECTION 4. There shall be not less than one nor more than four jury terms of said county court annually, and such other terms for the trial of causes and transaction of business in said court, not requiring a jury, as the judge of said court may appoint, all of said terms to be appointed by the written order of said judge, within twenty days after this act shall take effect, and which shall not be changed except upon the publication in some newspaper of the county of Fond du Lac, of a notice of such change, for three months prior thereto.
- How appointed.**
- Change of venue.** SECTION 5. Whenever the place of trial of any action in said county court shall be changed on account of the prejudice of the judge thereof, or because he shall be interested or have been counsel therein, the place of trial shall be changed to the circuit court of said county, or to the municipal court of the city and town of Ripon, unless it shall appear that one of the said objections shall apply to the judge of said circuit court or to the judge of said municipal court, and the removal of causes from said circuit court or said municipal court, may be made for like objections under like restrictions to the county court: *provided*, such last mentioned cause, so removed from the circuit court or municipal court, shall be within the jurisdiction of said county court.
- Provide.**
- Salary of judge.** SECTION 6. The salary of said county judge shall be one thousand dollars per annum, and shall be paid by the county of Fond du Lac, and said county shall provide all necessary books and stationery for the use of said county court.
- Appeals.** SECTION 7. All appeals in civil actions from justices of the peace of the county of Fond du Lac, shall be made to the county court: *provided*, that this act shall not extend to appeals which by law are to be made to the municipal court of the city and town of Ripon.
- Suit tax.** SECTION 8. There shall be paid by the party who shall bring suit in said county court, or who shall bring an appeal thereto, a tax of three dollars, to be paid into the county treasury, and a jury fee in cases tried by a jury, the further sum of two dollars, also to be paid into the county treasury, such tax and jury fee to be taxed against the losing party.
- SECTION 9. This act shall take effect and be in force from and after its passage and publication.
- Approved March 10, 1864.