

whole of said circuit, for the rendition of judgments by default and the transaction of all ex parte business in cases pending in either of said counties.

Clerk to certify judgments, orders etc. to other counties.

SECTION 2. When the causes or matters are pending in other counties in the circuit different from the county in which the special term is held, the clerk of the circuit court of the county where said judgment shall be rendered, or such ex parte business shall be transacted, shall certify the judgment, orders and papers to the clerk of the circuit court of the county where the cause or matters are pending, and the papers may be transmitted by mail, or by such person as the judge of the court may direct, and all such judgments, orders and papers shall be filed and entered by the clerk of the circuit court of the county where the cause or matter is pending, in the same manner as though the cause or matter had been heard or decided by the circuit court at a term thereof held in that county.

Repealed.

SECTION 3. So much of section four of chapter twenty-two of the general laws of 1871, entitled "an act to fix the terms of the circuit and county courts in the county of Milwaukee," as relates to the holding of the April term of the county court of Milwaukee county, is hereby repealed.

SECTION 4. This act shall take effect and be in force from and after its passage and publication.

Approved March 23, 1872.

CHAPTER 107.

[Published April 3, 1872.]

AN ACT relating to changes of the place of trial in civil actions.

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

Not to be changed till costs are paid.

SECTION 1. Whenever any party to any civil action shall apply for a change of the place of trial under the provisions of section eight, chapter one hundred and twenty-three of the revised statutes, at any term of court for which such action is noticed for trial, no order shall be made for such change of place of trial unless

the party applying therefor shall first pay to the opposite party the costs incurred by him for such term, and such reasonable attorney's fees, not exceeding twenty-five dollars, as the court shall require, unless the party moving for such change shall have given notice of the motion ten days before the term, and file his motion for the change on or before the first day of the term.

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

Approved March 23, 1872.

CHAPTER 108.

[*Published April 5, 1872.*]

AN ACT for the relief of Floyd Smith, of Faribault county, in the state of Minnesota.

WHEREAS, In January, A. D. 1871, Floyd Smith, a citizen of the state of Minnesota, was arrested in said state, on a requisition from the state of Wisconsin, and thereupon brought to Waukesha county, in this state, on charge of larceny (horse stealing); was confined in the jail of said county of Waukesha on said charge, until the March term, 1871 of the circuit court of said county, when he was tried, convicted and sentenced for the term of five years to the state prison at Waupun for said crime; was thereupon taken to and lodged in said state prison, and there remained at hard labor until June 14, 1871, when on due proof it was ascertained that said Floyd Smith was entirely innocent, and he was thereupon pardoned and released; and

WHEREAS, The necessary expenses of said Floyd Smith caused by such arrest, trial, imprisonment and release have been, as shown to the legislature, the sum of seven hundred and thirty dollars, and himself and family have thereby been reduced to absolute want; and

WHEREAS, The state of Minnesota has appropriated to said Smith the sum of sixteen hundred dollars to indemnify him in part; therefore,