

able before a certain named judge of said court; and all acts and parts of acts contravening the provisions of this act are hereby repealed.

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

Approved February 24, 1905.

Sub. for No. 123, A.]

[Published March 11, 1905.]

CHAPTER 6.

AN ACT to re-district the state of Wisconsin into judicial circuits and to provide in respect to the terms of court and the election of circuit judges therein.

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

Judicial circuits how apportioned. SECTION 1. Section 2423 of the statutes of 1898 is hereby amended so as to read as follows: "Section 2423. The state is divided into *eighteen* judicial circuits, composed as follows:

The First shall comprise the counties of Racine, Kenosha and Walworth.

The Second—Milwaukee.

The Third—Calumet * * * and Winnebago.

The Fourth—* * * Sheboygan, Manitowoc and Kewaunee.

The Fifth—Crawford, Grant, Iowa, La Fayette and Richland.

The Sixth—La Crosse, Monroe, Trempealeau, Vernon and Juneau.

The Seventh—Adams, Portage, Waupaca, Waushara and Wood.

The Eighth—Buffalo, Dunn, Pepin, Pierce and St. Croix.

The Ninth—* * * Dane * * * and Sauk.

The Tenth—Florence, Forest, Langlade, Outagamie and Shawano.

The Eleventh—Barron, Burnett, Chippewa, Douglas, Polk and Washburn.

The Twelfth—Rock, Green and Jefferson.

The Thirteenth—Dodge, Ozaukee, Washington and Waukesha.

The Fourteenth—Brown, Door, Marinette and Oconto.

The Fifteenth—Ashland, Bayfield, Iron, Price, Sawyer, Gates and Taylor.

The Sixteenth—Lincoln, Marathon, Oneida and Vilas.

The Seventeenth—Clark, Eau Claire and Jackson.

The Eighteenth—Fond du Lac, Green Lake, Columbia and Marquette.

Eighteenth judicial circuit, special election. SECTION 2. A special judicial election shall be held in and for the eighteenth judicial circuit herein provided for, and in each of the counties comprising said circuit on the first Tuesday in April, A. D. 1905, for the election of a circuit judge in and for said eighteenth judicial circuit.

Term of judge; adjoining judges to hold court. SECTION 3. Such circuit judge elected at the special judicial election provided for in the last preceding section shall enter upon the discharge of his duties as such and hold his office for a term commencing on the first Monday in May, A. D. 1905, and ending on the day preceding the first Monday in January, A. D. 1912. His successor shall be elected at the regular judicial election held in the year 1911 and shall hold office for a term of six years, such term to commence on the first Monday in January next succeeding such election. Until the circuit judge elected in and for said eighteenth judicial circuit shall enter upon the discharge of the duties of the office, the circuit judges of adjoining circuits in which the several counties comprising said eighteenth judicial circuit are now situate and to which they now belong respectively, are authorized to hold court and exercise all the powers and authority of a judge at chambers within the county or counties hitherto forming a part of their circuits respectively. All court commissioners now acting as such in any county within said eighteenth judicial circuit, shall continue to hold their office until the first day of May, A. D. 1905.

Circuit judges; jury commissioners continued. SECTION 4. Circuit judges now in office in the judicial circuits numbered from one to seventeen inclusive, shall continue to hold said offices and to act as such judges of the same numbered circuits respectively, notwithstanding any changes hereby made in the boundaries thereof, during the remainder of the unexpired terms for which they were severally elected. The jury commissioners now acting as such in each of the counties of this state shall con-

tinue to hold their office and to serve as such commissioners until their successors shall have been selected in the manner required by law.

Terms and powers continued. SECTION 5. Except as otherwise herein provided, the terms of the circuit courts in the several counties of the state, and the powers heretofore conferred upon and now exercised by said courts at such terms, shall continue unchanged and remain in all respects as now provided by law.

Terms of court. SECTION 6. The fourth paragraph of section 2424 of the statutes of 1898 is hereby amended so as to read as follows:

THIRD CIRCUIT. In the county of Calumet on the third Monday in March and * * * the first Monday in October; * * * in the county of Winnebago on the first Monday of *May, 1905, and thereafter on the second Monday of September, the second Monday of January and the second Monday of April in each year.* A special term shall be held in Winnebago county on the *second Monday in June, but no jury shall be drawn for such special term of court.* * * *

The fifth paragraph of section 2424 of the statutes of 1898 is hereby amended so as to read as follows:

FOURTH CIRCUIT. In the county of Sheboygan on the second Monday in April and the third Monday in September; in the county of Manitowoc on *the first Tuesday after the second Monday in January, and the first Tuesday after the first Monday in June;* in the county of Kewaunee, on the second Monday in May and the third Monday in October. * * *

The sixth paragraph of section 2424 of the statutes of 1898 is hereby amended so as to read as follows:

FIFTH CIRCUIT. In the county of Grant, on the third *Monday* in February and the second *Monday* in October; in the county of Iowa, on the *fourth* Monday in March, and the fourth Monday in September; in the county of La Fayette, on the *first Monday* in June and the first *Monday* in December; in the county of Richland, on the second Tuesday in April and the second Tuesday in September; in the county of Crawford, on the *second Tuesday before the first Monday in June* and the second Tuesday in November.

The eighth paragraph of section 2424 of the statutes of 1898 is hereby amended so as to read as follows:

SEVENTH CIRCUIT. In the county of Adams, on the second *Monday* in June and the third Tuesday in December; in the county of Portage, on the fourth Monday in March and the third Monday in November; in the county of Waupaca, on the first Monday in March and the fourth Monday in October; in the county of Waushara, on the last *Monday* in April and the third *Monday* in September; in the county of Wood, on the second Monday in May and the first Monday in October.

The tenth paragraph of section 2424 of the statutes of 1898 is hereby amended so as to read as follows:

NINTH CIRCUIT. * * * In the county of Dane, on the second Monday in January, *the third Monday in March, the third Monday in May and the second Monday in October;*
* * * in the county of Sauk, on the second Tuesday in April, *the second Tuesday in September and the first Tuesday in December. No jury shall be summoned for the term to be held in the month of March in said county of Dane.*

The fifteenth paragraph of section 2424 of the statutes of 1898 is hereby amended so as to read as follows:

FOURTEENTH CIRCUIT. In the county of Door, on the first Tuesday in February and the *first Tuesday* after the first Monday in September; in the county of Marinette, on the first Monday in October, the second Monday in January and the first Monday in May; in the county of Oconto, on the second Monday in April and *the second Monday* in November; in the county of Brown, on the last Monday in November, the first Monday in March and *the first Monday* in June * * * The jurors for each term of the counties of Brown, Oconto and Marinette shall be summoned to appear at or before nine o'clock A. M. on the second day of *the term*.

The sixteenth paragraph of section 2424 of the statutes of 1898 is hereby amended so as to read as follows:

FIFTEENTH CIRCUIT. In the county of Ashland on the * * * *second Monday in April* and the *third Monday* in September; in the county of Bayfield on the *second Monday* in *May* and the third Monday in October; * * * in the county of Gates on the first Tuesday after July 4th and the second Monday in December; in the county of Iron on the *second Mon-*

day in June and the *fourth* Monday in November; in the county of Price on the *fourth* Monday in June and the *first Tuesday* after the *first Monday* in January; in the county of Sawyer on the *first Monday* in June and on the *second Monday* in November; in the county of Taylor on the *last Monday* in March and * * * the *first Monday* in September. * * *

The eighteenth paragraph of section 2424 of the statutes of 1898 is hereby amended so as to read as follows:

SEVENTEENTH CIRCUIT. In the county of Jackson on the *first Monday* in March and on the *second Monday* in October; in the county of Eau Claire on the *third Monday* in March and the *third Monday* in September * * * ; in the county of Clark on the *third Monday* in April and on the *fourth Monday* in November. * * *

Amend section 2424 of the statutes of 1898 by adding the following after the eighteenth paragraph of said section:

EIGHTEENTH CIRCUIT. *In the county of Fond du Lac on the second Tuesday in February, the first Tuesday in May, the second Tuesday in September and the first Tuesday after the second Monday in November; in Green Lake county on the first Tuesday after the third Monday in January and the first Tuesday after the third Monday in June; in the county of Marquette on the second Tuesday in April and on the second Tuesday in October; in the county of Columbia on the first Tuesday in March, the first Tuesday in June and the first Tuesday in December. No jury shall be summoned for the terms appointed for February and September in Fond du Lac county and for June in Columbia county, unless specially ordered by the presiding judge.*

Terms of court generally. Amend the last paragraph of section 2424 of the statutes of 1898 so that the same shall read as follows:

Every term in any county shall be a special term for the whole circuit unless the court by order filed in the clerk's office at least twelve days before any such term shall otherwise order as to such county. *The court shall always be open for the transaction of all business in each of the counties from the beginning of one term until the beginning of the next term in the same county, and an order or direction for the adjournment of any term from day to day or to a specified day and the entry thereof shall not be necessary to the validity of any judgment, sentence, order or*

proceeding therein; but for such days as the court is not convened in regular session, no officer, except the clerk, shall receive any per diem for attendance upon the court, unless by order of the presiding judge. When business is transacted by the court on days when the court is not convened in regular session, an entry of the business done shall be made by the clerk in his minute book. No term of court shall be at an end until the beginning of the next succeeding term in that county, unless an express order for final adjournment is made and entered before the commencement of the next succeeding term in the same county. The intervening of any special term shall not interrupt the existence or the running of any general term, but such general term shall continue to the beginning of the next general term, unless adjourned by order of court. Whenever it shall appear that there is no necessity for a jury at any general term of court in any county, the presiding judge of the court may, at least fifteen days before the opening day of such term, file an order with the clerk of such court, directing that no jury be summoned at such term; when such order is filed, no jury shall be summoned at such term; one term may be adjourned beyond the beginning of the next term in the same county for such specific business as is named in the order of adjournment.

Conflicting laws repealed. SECTION 7. All acts and parts of acts conflicting with this act are hereby repealed.

SECTION 8. This act shall take effect and be in force from and after its passage and publication.

Approved March 10, 1905.