

(9) The district clerk of each district referred to in subsection (11) of this act shall, in the case of each school located on a rural free delivery mail route, notify the postmaster of vacations other than Saturdays and Sundays and legal holidays, and shall direct what disposition shall be made of the school mail during such times. The clerk shall, in this matter, be governed by the instructions of the board, but, in the absence of such instructions he shall act on his own initiative, and during the school term the teacher or principal may be authorized by the board or clerk to act in notifying the postmaster.

(10) When a name has once been chosen for a school, as provided in this act, such name can be changed only by majority vote of the electors recorded at two successive annual meetings. In case the name is changed the district clerk shall notify the county superintendent and the postmaster as required in subsections (3) and (7).

SECTION 2. This act shall take effect upon passage and publication.

Approved May 21, 1919.

No. 429, A.]

[Published May 24, 1919.

CHAPTER 209.

AN ACT to amend sections 6 and 9 of chapter 48 of the laws of 1880, and to amend section 14 of said chapter as amended by chapter 89 of the laws of 1893, relating to the municipal court of Barron county.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Sections 6 and 9 of chapter 48 of the laws of 1880, and section 14 of said chapter as amended by chapter 89 of the laws of 1893 are amended to read: (Chapter 48, laws of 1880) Section 6. The municipal judge of the county of Barron shall have cognizance of and jurisdiction to hear, try and determine all actions and proceedings at law wherein the amount of debt, damages, demand, penalty or forfeiture shall not exceed the sum of * * * *two thousand* dollars, actions to recover the possession of personal property with damages for the unlawful taking or detention thereof wherein the value of the property claimed shall not exceed the sum of * * * *two thousand* dollars, and all charges for offenses arising within said county and * * * *for which the maximum punishment shall not exceed* commitment to the state prison *for one year*, and shall have power to sentence and commit all persons convicted for any offense of which he has jurisdiction. Said judge shall have

power and jurisdiction throughout said county to cause to come before him persons who are charged with committing any criminal offense, and commit them to jail or bind them as the case may require. Said judge shall further have all the jurisdiction, authority, powers and rights given by law to justices of the peace, and shall be subject to the same prohibitions and penalties as justices of the peace. The proceedings and practice of said court shall in all respects be governed, as far as practicable, by the laws relating to justices' courts of this state, and transcripts of the judgments of the municipal court may be filed and docketed with the clerk of the circuit court for said county with the same effect as may be transcripts of judgments rendered by justices of the peace of said county, and appeals, civil and criminal, from said court, may be taken in the same manner and with like effect as are provided by law from courts of justices of the peace. Nothing herein contained shall be construed to give said municipal judge cognizance of any actions mentioned in subdivisions one, two and three of section three thousand five hundred and seventy-three of chapter one hundred and fifty-four of the revised statutes.

Section 9. No action, examination or other proceeding shall be removed from said court, but whenever it shall appear by affidavit that the municipal judge is interested pecuniarily in the action, examination or other proceeding, or that said judge is a material witness, or is within the forbidden degree of consanguinity, *or from prejudice or other cause will not decide impartially in the matter*, the municipal judge shall notify the nearest * * * *municipal judge or county judge* in the county of Barron, not disqualified to try said case, or to hear said examination or other proceedings, as the case may be; whereupon, it shall be the duty of said * * * *judge*, so notified as aforesaid, to forthwith appear at the court room of said municipal court, and to discharge the duties of judge of said municipal court, on the trial of said case, or the hearing of said examination or other proceeding, in the same manner and with like effect as said municipal judge would, if not disqualified to act; and the doings of said * * * *judge*, while so presiding over said municipal court, shall have and be of the same force and effect as like proceedings of said municipal judge, and when said action, examination or other proceeding is concluded, a like record, as in other like cases, shall be made in said court, and thereafter, and thereupon, execution may be issued as in other cases, tried before said municipal judge. Said * * * *judge*, while presiding over said municipal court, shall receive the same fees as are allowed by law to said municipal judge for like service.

Section 14. The same fees in all actions, civil and criminal, that are now allowed by law to justices of the peace, it shall be lawful for said municipal judge to charge and collect, * * * *but in lieu of the fees fixed by law for the following items he shall receive for a summons, warrant or other process by which a civil action is commenced, one dollar; for a warrant in criminal case, one dollar; for entering judgment, one dollar; and for any order terminating a preliminary examination, one dollar.* He shall pay over to the treasurer of said county all fines paid him, imposed under the laws of this state.

SECTION 2. This act shall take effect upon passage and publication.

Approved May 21, 1919.

No. 431, A.]

[Published May 24, 1919.

CHAPTER 210.

AN ACT to amend section 3782 of the statutes, relating to security for costs in justice court.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section 3782 of the statutes is amended to read: Section 3782. Every justice of the peace shall, in all civil actions, except as is otherwise provided in these statutes, either before or after the process shall issue, require the plaintiff, if a nonresident of the county, to give security for costs and may, in his discretion, require a like security of all other plaintiffs; *unless such security for costs is asked for or ordered on or before the return day, the giving of such security shall be deemed to be waived;* and if the plaintiff refuse or neglect to give such security, when required, the action shall be dismissed; provided, that whenever the plaintiff in an action to recover for work or labor performed shall file an affidavit with the justice that he has a valid claim against the defendant for work or labor performed and is unable to comply with the order requiring him to give security for costs, the action shall not be dismissed because such security is not given.

SECTION 2. This act shall take effect upon passage and publication.

Approved May 21, 1919.