

No. 99, A.]

[Published May 3, 1929.]

CHAPTER 59.

AN ACT to amend subsection 2 of section 19 of chapter 549, Laws of 1909, as amended, relating to the Civil Court of Milwaukee county.

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

SECTION 1. Subsection 2 of section 19 of chapter 549, Laws of 1909, as amended, is amended to read: (Chapter 549, Laws of 1909) (Section 19) 2. Either party to any civil action in said civil court, upon first paying to the clerk the sum of six dollars, may demand that the action be tried by a jury of six men; and either party may also, upon first paying to the clerk the sum of twelve dollars, demand that the action be tried by a jury of twelve men. Provided that such demand shall be made at the time of joining issue * * * *or within twenty days thereafter*; and any neglect to make such demand shall be a waiver of the right to trial by jury. And the action shall thereafter be tried by a jury drawn in accordance with the provisions of this act. And the court may in its discretion order a trial by jury of any issue of fact unless waived by the parties.

If the action be not tried, or if for any reason the court, or a judge thereof, shall so order, the fee so prepaid shall be returned to the party making such demand by the county treasurer. The clerk shall issue a certificate showing the payment of the fee, the reason for the return thereof, and the name of the person to whom the same is to be paid. Upon the filing of such certificate with the county clerk, the county clerk shall issue an order on the county treasurer for repayment thereof. Said certificate shall be issued without fee.

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

Approved May 1, 1929.