

or matters are pending, and when the causes or matters are pending in counties in the circuit other than in said county of Dodge, the clerk of the court shall certify the orders and papers to the clerk of the circuit court of the county where the same is pending, and the papers shall be filed and entered by the clerk of the court of the county where the cause or matter is pending, in the same manner as if the cause or matter had been heard, or decided by the circuit court at a term thereof held in that county.

Approved March 16, 1859.

[Published March 22, 1859.]

### CHAPTER 128.

AN ACT to amend section 8, of chapter 124, of the revised statutes, entitled "of the manner of commencing civil actions."

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

SECTION 1. No fees or charge shall be allowed or taxed for service or copies of any summons, complaint or other process or paper required to be served, by chapter one hundred and twenty-four of the revised statutes of this state, nor for any travel for serving the same, nor for any affidavit or proof of such service, unless such service shall have been made by the sheriff or his deputy.

Approved March 16, 1859.

[Published March 30, 1859.]

### CHAPTER 129.

AN ACT to amend section 1, of chapter 142, of laws of a general nature of 1858, entitled "an act to amend an act, entitled 'an act to organize the county of Kewaunee for judicial purposes.'"

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

SECTION 1. Section 1, of chapter 142, of acts of a general nature of 1858, is hereby amended so as to read as follows, to wit: Said county of Kewaunee shall be, and hereby is constituted, a part of the fourth judicial circuit, and two terms of the circuit court shall annually be held in and for said county of Kewaunee, one term of

Duty of clerk

Officers entitled to fees, &c.

Amendment.

Terms of court.

said circuit court shall be held on the first Monday of June, and the second term of said circuit court, on the first Monday of December, in each year.

Approved March 17, 1859.

[Published March 30, 1859.]

### CHAPTER 130.

AN ACT to extend the time for the payment of mortgages executed to the state.

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

Extension of time.

SECTION 1. The time for the payment of the principal sum which shall become due during the year 1859, upon any mortgage executed to the state, is hereby extended five years from the day on which any such mortgage shall become due; *Provided*, that the interest due upon the principal sum secured by any such mortgage, shall be paid at the time or times prescribed by law for the payment of the same; *And provided further*, that in case of any defect in the title to the lands mortgaged, or any reasonable doubts as to the sufficiency of the security, the commissioners of school and university lands shall have power, and they are hereby authorized to require the payment at once of the sum secured by mortgage; and if not paid to close the same up according to law, or to exact and procure new and sufficient security.

Provisos.

Take effect.

SEC. 2. This act shall take effect and be in force from and after its passage and publication.

Approved March 17, 1859.

[Published March 30, 1859.]

### CHAPTER 131.

AN ACT requiring parties to suits upon appeal or writ of error in the supreme court to prosecute the same with diligence.

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

Cases on writ of error, &c.

SECTION 1. In all cases in which the supreme court shall order a new trial, on further proceedings in the court, from which such cases have been brought to the