

CHAPTER 147.

[Published March 21, 1874.]

AN ACT to allow attorneys' fees in the county courts, and to authorize county judges to hold courts for each other.

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

Taxing attorney fees.

SECTION 1. Attorneys' fees may, in the discretion of the court, be allowed as a part of the taxable costs in all contested matters, proceedings and cases heard or tried before the county court where an appeal lies to the circuit court, and when allowed shall be taxed at the same rates allowed for like services in the circuit court.

May hold courts for each other.

SECTION 2. The judges of the county court are hereby authorized and empowered to hold courts for each other, and while so doing they shall have the same power as if elected for the counties in which they are acting.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved March 7, 1874.

CHAPTER 148.

[Published March 21, 1874.]

AN ACT for the preservation of fish in Waukesha and Walworth counties.

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

Time of prohibition.

SECTION 1. It shall be unlawful for any person or persons to kill, destroy, catch or take in any way or manner, or pursue with intent to kill, destroy, catch or take in any way or manner, any pickerel, mascanonge, mascalonge, pike, pike-perch, black bass, growler or silver bass, in any of the rivers or lakes in the counties of Waukesha and Walworth, between the fifteenth day of January and the thirtieth day of April, in any year.

Penalty for violation.

SECTION 2. Every person who shall violate the preceding section, and every person or corporation, railroad company or express company, and every employe

thereof who shall sell or expose for sale, or shall transport or have in his or their possession or custody, with intent to sell, dispose of or transport within the limits of said counties of Waukesha and Walworth, during the time when the killing or catching of the same is prohibited by this act, any pickerel, mascanonge, mascalonge, pike, pike-perch, black bass, growler or silver bass, shall upon conviction, suffer a fine of one dollar for each such pickerel, mascanonge, mascalonge, pike, pike-perch, black bass, growler or silver bass so killed, caught, destroyed or taken, or pursued with the intent to kill, catch, destroy or take, or so sold or exposed for sale, or so had in possession or transported, together with the costs of prosecution.

SECTION 3. Any person or persons who shall molest, disturb or destroy any pickerel, mascanonge, mascalonge, pike, pike-perch, black bass, growler or silver bass, at the time of their spawning, or disturb or destroy their spawning beds or nests, between said fifteenth day of January and the thirtieth day of April of each year, shall upon conviction thereof be subject to and liable for a penalty of not less than five dollars nor more than fifteen dollars, for every such act committed in said counties of Waukesha and Walworth, together with the costs of prosecution.

Shall not disturb spawn.

SECTION 4. Justices of the peace of the said counties of Walworth and Waukesha shall have cognizance and jurisdiction of all offenses under this act, without regard to the aggregate amount of fines imposed in any one case. All prosecutions under this act shall be deemed criminal proceedings, and shall be conducted as provided by law for the prosecution of offenses cognizable before justices of the peace; and in all cases of conviction under this act, one-half of all fines and penalties shall be paid over by the justice or person collecting the same, to the person who shall inform or make the complaint in the case.

Prosecution how brought.

SECTION 5. All laws heretofore passed conflicting with this act are hereby repealed.

SECTION 6. This act shall take effect from its passage and publication; and it shall be published during the first week of January in each year, in some newspaper printed and published at the county seat of each of said counties of Waukesha and Walworth; the expense of such publication to be paid out of the county treasuries of the respective counties, and it shall be the duty of the county treasurer of each county to cause such publication to be made and pay for the same.

Publication.

Approved March 7, 1874.