

CHAPTER 96.

[Published March 8, 1876.]

AN ACT in relation to attorney's fees in justice courts.

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

SECTION 1. In all actions in justice courts, the party obtaining judgment shall be entitled to recover attorney's fees, as follows: On all judgments less than fifty dollars, an amount equal to ten per cent. of such judgment. On all judgments over fifty dollars and under one hundred dollars, five dollars as attorney's fees; and on all judgments over one hundred dollars, ten dollars as attorney's fees; *provided, however,* that no attorney's fees shall be allowed in any such action unless the party has appeared therein by an attorney of a court of record, and the defendant has appeared and put in an answer or demurrer.

Parties obtaining judgment to recover attorney's fees.

SECTION 2. All acts or parts of acts in conflict with this act are hereby repealed.

Repealed.

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

Approved March 3, 1876.

CHAPTER 97.

[Published March 10, 1876.]

AN ACT to regulate the license to be paid by railroad companies.

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

SECTION 1. The license fees required to be paid by law by railroad companies whose roads are operated in this state, shall be as follows: First, four per centum per annum of their gross earnings by all companies whose gross earnings equal or exceed three thousand dollars (\$3,000) per mile per annum of operated railroad. Second, five dollars per mile of operated railroad by all companies whose gross earnings exceed one thousand five hundred dollars (\$1,500) per mile per annum, and are less than three

License fees to be paid by railroad companies.

thousand dollars (\$3,000) per mile per annum, and in addition, two per centum of their gross earnings in excess of one thousand five hundred dollars (\$1,500) per mile per annum. Third, five dollars (\$5) per mile of operated railroad, by all companies whose gross earnings do not exceed one thousand five hundred dollars (\$1,500) per mile per annum.

Report to contain number of miles operated.

SECTION 2. The annual report of each railroad company operated in this state, whose gross earnings are less than three thousand dollars (\$3,000) per mile per annum of operated railroad, shall contain, in addition to the matters now provided by law, the number of miles of railroad actually operated by it, and its gross earnings per mile for the calendar year preceding the report.

Licenses issuable on business of past year.

SECTION 3. All licenses issuable in and for the year 1876, shall be granted upon reports made for the business of the preceding year, and at the rates prescribed in this act.

Laws not altered or repealed.

SECTION 4. Nothing in this act shall be construed to alter or repeal any of the provisions of chapter one hundred and thirteen (113), of the laws of 1875, entitled, "An act to amend chapter two hundred and seventy-three (273), general laws of 1874, entitled, 'An act relating to railroad, express and telegraph companies in the State of Wisconsin,'" or chapter two hundred and seventy-eight (278), of the laws of 1875, entitled "An act to exempt the Wisconsin Valley Railroad from the payment of the license fee required by law, for the term of three (3) years."

SECTION 5. This act shall take effect and be in force from and after its passage.

Approved March 3, 1876.