

LAWS OF WISCONSIN, 1899.

No. 9, S.]

[Published Feb. 16, 1899.

CHAPTER 1.

AN ACT to amend section 1 of chapter 99 of the laws of 1891, entitled "An act conferring civil, criminal and appellate jurisdiction upon the county court of Waukesha county, Wisconsin," as amended by chapter 45 of the laws of 1897, and also to amend section 9 of said act of 1891.

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

SECTION 1. Section 1, of chapter 99 of the laws of 1891, as amended by chapter 45, of the laws of 1897, is hereby amended by striking out from the fourteenth and fifteenth lines thereof the following words, "except as to actions and proceedings under chapter 151, revised statutes" and by inserting in lieu thereof the following: "And including the power of review of records on certiorari, discharging mortgages of record, and the exercise of any other special powers," so that said section when amended will read as follows: Section 1. "The county court of the county of Waukesha, in addition to the powers and jurisdiction conferred by law upon the county courts, shall have exclusive appellate jurisdiction, in all cases of appeal from justices' courts in civil actions, and in all cases commenced in justices' courts therein where an

Exclusive appellate jurisdiction in civil actions.

Discharging of mortgages where amount does not exceed \$25,000.

answer shall be put in showing that the title of lands will come in question, all of which cases shall be certified, and all official returns shall be made to said county court in the manner prescribed by law; and such court shall exercise power and jurisdiction, in all civil actions and proceedings in law and equity, including the power of review of records on certiorari, discharging mortgages of record, and the exercise of any other special powers, concurrent with and equal to the jurisdiction of the circuit court of said county, when the value or amount in controversy, or the amount of money claimed or sought to be recovered, after deducting all payments and set-offs, shall not exceed twenty-five thousand dollars; but said court shall have jurisdiction of all actions in said county for the foreclosure of mortgages, in which the amount claimed does not exceed the sum above specified, although the property to be affected by the judgment exceeds the amount in value; and of all actions for divorce, or for affirmance or annulment of marriage contracts. Said county court shall have jurisdiction of all actions prosecuted therein, until it shall appear affirmatively in the progress of the action, that the amount claimed by the plaintiff after the deduction aforesaid, exceeds the amount to which jurisdiction of said court is limited, in which case the action shall be dismissed."

Change of venue from circuit court in certain cases.

SECTION 2. Section 9 of said chapter 99, of the laws of 1891, is hereby amended by adding thereto the following: "Whenever for any reason a change of the place of trial shall be granted in any civil action or proceeding pending in the circuit court for the county of Waukesha, the place of trial may, in the discretion of said circuit court be changed to the county court of said county, unless such action or proceeding be one of which such county court has no jurisdiction," so that said section when amended shall read as follows: Section 9. "When the place of trial for any criminal offense, civil action or proceeding, shall be changed on account of the prejudice

or disqualification of the judge of said county court, or for any other lawful cause, it shall be changed to the circuit court of Waukesha county, Wisconsin. When an order is made so changing the place of trial of any such action or proceedings to said circuit court, such order in itself shall be a change and transfer thereof, and of all the papers, records and files thereof and therein, to said circuit court, without any certificate or further act whatever.

Whenever for any reason a change of the place of trial shall be granted in any civil action or proceeding pending in the circuit court for the county of Waukesha, the place of trial may, in the discretion of said circuit court, be changed to the county court of said county, unless such action or proceeding be one of which such county court has no jurisdiction.

Discretionary powers of said circuit court.

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

Approved Feb. 15, 1899.

No. 11, S.]

[Published Feb. 17, 1899.

CHAPTER 2.

AN ACT to regulate the election of circuit judges in certain cases.

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

SECTION 1. Whenever an election for two or more judges of the circuit court shall occur on the same day in any judicial circuit wherein two or more judges of said court are authorized by law, such election shall not be special as to either of said judges, but shall be notified, held and

When election of two or more judges occurs in same circuit.