

No. 530, S.]

[Published June 21, 1907.]

CHAPTER 272.

AN ACT to amend sections 8, 12, 13 and 14, chapter 295, laws of 1905, relating to the superior court for Lincoln county.

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

Fees of clerk and deputy; court calendar. SECTION 1. Section 8, chapter 295, laws of 1905, is amended to read: Section 8. The clerk of the circuit court for Lincoln county and his deputy shall be clerk and deputy, respectively, of such superior court, *and such clerk and his deputy shall receive the same fees when acting as clerk of the superior court that are allowed by law to the clerk of the circuit court for like service.* Such clerk, in addition to his oath and bond as clerk of the circuit court, shall file an additional oath of office as the clerk of said superior court, and shall execute and file with the county clerk a bond with at least two sureties to be approved by such clerk in such sum as such superior judge shall designate, conditioned that he will pay over to the proper persons all fines and penalties, suit taxes and other moneys in his hands as required by law and the order of said court, and will faithfully perform the duties of said office as required by law. Said clerk shall have all the power and perform all the duties with reference to said superior court under this act in the same manner as the clerk of the circuit court has and does for that court, except as otherwise herein provided. *Said clerk shall keep a court calendar, upon which he shall enter the title of all actions or proceedings in the superior court, with a brief entry of all steps taken in the case, and the disposition thereof.*

Jury panels: number, parties exempt, replenishment, drawings. SECTION 2. Section 12, chapter 295, laws of 1905, is amended to read: Section 12. The jury commissioners appointed by the circuit judge shall also act as jury commissioners of the superior court. As soon as may be after the passage and publication of this act, the superior judge shall notify the jury commissioners of the county to certify two lists of * * * two hundred names each of citizens qualified to act as jurors in the circuit court, *and no person shall be placed on said jury*

*list who is known to said jury commissioners to be exempt from jury service under the provisions of chapter 81 of the laws of 1905; one of said lists * * * shall be made up of citizens of the city of Merrill, and the other list * * * shall be made up of citizens * * * selected from the county at large, and no name shall be placed * * * on both lists * * * at the same time. When either list * * * shall be reduced * * * below one hundred names, * * * the jury commissioners shall certify, as before, sufficient names to bring the * * * list of jurors up to * * * two hundred. The name of each juror certified shall be written on a slip of paper and sealed in an envelope and deposited in boxes to be provided for that purpose by the clerk, one of said boxes * * * shall contain the * * * names of * * * jurors selected from the city of Merrill, and the other box * * * shall contain the * * * names of jurors selected from the county at large. * * * Said envelopes shall not be opened by any person or the names of * * * said jurors revealed by said commissioners until drawn out of the box by the clerk as herein provided.*

Juries: demand ten days before, drawings, juries of twelve, venire. SECTION 3. Section 13, chapter 295, laws of 1905, is amended to read: Section 13. A jury may be demanded by either party * * * at least ten days before the day set for the trial of the case, by service of a written notice and demand on the attorney for the opposite party, which notice shall fix the time for drawing the jury, not less than * * * three nor more than * * * five days before the day set for trial, * * * and if no demand is served by either party within the time above specified, a * * * jury shall be deemed to have been waived. If objection be made at the time fixed for drawing a jury that the issues are not triable by a jury the court shall forthwith determine whether a jury shall be drawn. Whenever a jury is * * * to be drawn the clerk shall, at the * * * time fixed in the notice and demand in the presence of the parties or their attorneys, draw * * * fifteen names from the box containing * * * the list of jurors * * * selected from the city of Merrill, and when so drawn the trial jury shall consist of six men. * * * Provided, that when the city of Merrill is a party, or when either party shall demand that the case be tried by a jury of twelve men, the clerk shall draw twenty-four names from the box con-

taining the list of jurors selected from the county at large. The clerk shall issue one venire containing the names of jurors so drawn, returnable at the time set for the trial of the case, which venire shall be delivered to the sheriff and the sheriff shall proceed to summon the jurors.

Juries: drawings, return to box, pay and mileage.

SECTION 4. Section 14, chapter 295, laws of 1905, is amended to read: Section 14. * * * *When the case is called for trial the jury shall be empaneled under the provisions of law applicable to jury trials in circuit court. In case the venire shall become exhausted before a jury is secured the clerk shall draw such additional names as the court shall direct from the same box the jurors were drawn from, which names shall be added to the venire and the jurors summoned accordingly. When the jury has been secured, the clerk shall return to the jury box the names of all qualified jurors not on the trial panel, and the names of jurors that serve and those found to be exempt from jury service shall not be returned to the jury box until again certified by the jury commissioners. Jurors and officers shall receive the same pay as in circuit court for like services and be paid in like manner. Jurors that appear and fail to serve shall be allowed their necessary mileage and for one-half day attendance.*

Approved June 19, 1907.

(In effect July 1, 1907.)

No. 499. S.,

[Published June 21, 1907.]

CHAPTER 273.

AN ACT to amend section 3, chapter 440, laws of 1901, as amended, making the same section 1492b, statutes of 1898, relating to slaughtering and appraisalment of animals.

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

SECTION 1. Section 3 of chapter 440, laws of 1901, as amended by chapter 22, laws of 1903, as amended by chapter