

No. 334, S.]

[Published April 29, 1913.]

CHAPTER 128.

AN ACT to amend subsection 6 of section 4560a—12 of the statutes, relating to closed seasons for pickerel.

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

SECTION 1. Subsection 6 of section 4560a—12 of the statutes is amended to read: (Section 4560a—12.) 6. In all inland waters, except as herein specified, the close season for game fish, except * * * brook trout of any variety, shall be from the first day of March to the * * * *thirtieth* day of * * * *May* next succeeding; in Beaver Dam lake or pond, and in Fox Lake, in Dodge county, Pike lake and Cedar lakes in Washington county and Neshkora mill pond in Marquette county the close season for pickerel shall be from the first day of March to the first day of May next succeeding.

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

Approved April 26, 1913.

No. 173, S.]

[Published April 29, 1913.]

CHAPTER 129.

AN ACT to repeal section 450 of the statutes, relating to the examination of teachers and the issue to them of certificates or licenses to teach.

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

SECTION 1. Section 450 of the statutes is repealed.

SECTION 2. This act takes effect when passed and published.

Approved April 26, 1913.

No. 74, S.]

[Published April 29, 1913.]

CHAPTER 130.

AN ACT to amend sections 4, 5, 6, 8, 9, 14, and 15, of chapter 228, laws of 1895, relating to the municipal court in and for Vilas county and to legalize the action of the board of supervisors of Vilas county.

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

SECTION 1. Sections 4, 5, 6, 8, 9, 14, and 15 of chapter 228, laws of 1895, are amended to read: (Chapter 228, laws of 1895.)

Section 4. The municipal judge before entering upon the duties of said office shall take and subscribe the constitutional oath of office, and file the same, duly certified, in the office of the clerk of the circuit court for said county, and execute to the said county a bond in the sum of * * * *two thousand dollars*, with two or more sureties to be approved by the county treasurer of said county, and recorded and filed as provided in section 702, of the revised statutes, conditioned for the faithful performance of the duties required of him by law, and for the faithful application and payment of all moneys and effects that may come into his hands in the execution of the duties of his office.

(Chap. 228, laws of 1895.) Section 5. The judge of the municipal court of the county of Vilas shall hold his office at the county seat of said county in a suitable room for such purpose to be provided by the board of supervisors of said county; *provided, that said judge shall have power and authority to adjourn the hearing of any criminal action, examination or proceeding to any other place in said county, when, in his opinion, the costs of said action, examination or proceeding will be materially lessened thereby.*

(Chap. 228, laws of 1895.) Section 6. The municipal judge of the county of Vilas shall have cognizance of, and jurisdiction to hear, try and determine, all actions and proceedings at law, wherein the amount of debt, damages, demand, penalty or forfeiture, shall not exceed the sum of * * * *one thousand dollars*; actions to recover the possession of personal property, with damages for the unlawful taking or detention thereof, wherein the value of the property claimed shall not exceed the sum of * * * *one thousand dollars, exclusive of damages.* * * * *The said judge shall have jurisdiction of all crimes and misdemeanors occurring in said county to the same extent and as fully as justices of the peace now or may hereafter have, and shall also have jurisdiction to institute and conduct examinations in all criminal cases that may occur in said county, including bastardy.*

Said judge shall have power and jurisdiction throughout said county to cause to come before him persons who are charged with committing any criminal offense and to commit them to jail or to bind them over as the case may require. Said judge shall further have all jurisdiction, authority, powers and rights, given by law to justices of the peace, together with the power and right in his discretion to charge the jury in all cases tried before him and he shall be subject to the same prohibitions and penalties as justices of the peace. The proceedings and practice of said

court shall in all respects be governed, as far as practicable, by the laws relating to justices' courts of this state, and transcripts of the judgments of the municipal court, may be filed and docketed with the clerk of the circuit court for said county, with the same effect as *may be* transcripts of judgments rendered by justices of the peace of said county * * *, and appeals from said court in all cases, both * * * criminal and civil cases, and other proceedings * * * may be taken in the same manner and with like effect as are provided by law from justices' courts * * *. The municipal judge may provide a seal for said court and all papers, depositions, certificates, acknowledgments, examinations and other documents executed or signed by said judge, when sealed with the seal of the court shall be evidence in all courts and places in this state, and shall have the same effect as the seal of a court of record. Nothing herein contained shall be construed to give said municipal judge cognizance of any actions mentioned in subdivisions 1, 2, and 3 of section 3573, of chapter 154, of the revised statutes.

(Chap. 228, laws of 1895.) Section 8. * * * Judgment may be rendered in said municipal court by confession for any sum not exceeding one thousand dollars in the manner provided by the statutes.

(Chap. 228, laws of 1895.) Section 9. In case of sickness, absence or temporary disability of said municipal judge, he may, by an order in writing, to be filed in said court, appoint the county judge or any court commissioner of said county to discharge the duties of said judge during such sickness, absence or temporary disability, who shall * * * while administering such office, have the powers of said judge.

(Chap. 228, laws of 1895.) Section 14. * * * The board of supervisors of the county of Vilas shall fix the salary of said municipal judge the same as the salaries of county officers are fixed, and until changed by said board, the salary of said judge shall be one thousand dollars per year, to be paid monthly from the treasury of Vilas county, and shall be in full for all services rendered by said court in criminal actions or proceedings and in all criminal actions and proceedings for violations of any ordinances of any town, village or city in said county.

The same fees in all actions, civil and criminal, that are now allowed by law to justices of the peace, it shall be lawful for said municipal judge to charge and collect, and one dollar in addition thereto, for every civil action or proceeding in his court. The fees so charged and collected in civil actions shall be retained by said municipal judge for his compensation therein. On the first day of November in each year, said municipal judge shall

pay over to the treasurer of said county all fines paid him, imposed under the laws of this state, and all of the aforesaid fees collected by him in criminal actions since the first day of November of the preceding year, taking said county treasurer's duplicate receipt therefor; one of said receipts shall be filed in the office of the county clerk of said county. And said municipal judge shall file with said county clerk on said day, a statement, verified by his affidavit, of all fines and municipal court fees received by him in each criminal action in which any such fines or fees have been paid since the first day of November of the preceding year, together with the statements required by other magistrates by section 679 and section 680 of the revised statutes as amended.

(Chap. 228, laws of 1895.) Section 15. In all actions in the municipal court for the county of Vilas, attorneys' fees shall be allowed to the prevailing party as provided in section 3775, of the revised statutes, *except that when the amount of judgment is for two hundred dollars or over the amount of attorneys' fees shall be twenty dollars.*

SECTION 2. *The action of the county board of supervisors of Vilas county at the annual meeting of said board for the year 1911 whereby said board adopted a resolution in which resolution the said board fixed or attempted to fix the salary of the municipal judge is hereby legalized and the salary so fixed or attempted to be fixed by the said county board in said resolution is hereby declared to be the salary of said municipal judge from and after the adoption of said resolution.*

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

Approved April 26, 1913.

No. 283, S.]

[Published April 29, 1913.

CHAPTER 131.

AN ACT to amend subdivision (a) of subsection 1 of section 4560a—44 of the statutes, relating to the use of nets in the waters of Green Bay and Fox river.

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

SECTION 1. Subdivision (a) of subsection 1 of section 4560a—44 of the statutes, is amended to read: (Section 4560a—44).

1. (a) A gill net having meshes less than three and one-half inches for lake trout and whitefish; provided, however, that gill nets having meshes not less than two and three-eighths inches