

Chapter 76.

Published May 10th, 1858.

AN ACT to increase the jurisdiction of the Dane County Court.

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

Acts repealed and revived.

SECTION 1. All the provisions of chapter ninety-three (93) of general session laws of A. D. 1854, so far as the same relates to the county of Dane, is hereby repealed, and all acts and parts of acts thereby repealed, so far as the same are not inconsistent with this act nor the code of procedure of this State, are hereby revived as to the county of Dane; and there is hereby conferred on the county court of Dane county, in addition to the powers and jurisdiction conferred by chapter eighty-six (86) of the revised statutes, the right to exercise powers and jurisdiction within said county equal to and commensurate with the circuit court of this State, in all civil actions: *Provided, however,* That jurisdiction in all actions founded on contracts, express or implied, or other matters of controversy, shall not exceed the sum of five thousand dollars; *And, provided further,* That nothing herein contained shall be so construed as to confer criminal jurisdiction upon said county court.

Additional powers and jurisdiction.

Provisos.

Right of appeal.

SEC. 2. Parties to causes shall have the same rights to appeal, or writs of error from said county court to the supreme court, as is now allowed by law from the circuit courts of this State.

County board of supervisors to make out a list of petit jurors for county court.

SEC. 3. The county board of supervisors of said county, at their annual meeting in November, shall make out a list of petit jurors for the said county court in the same manner as is provided by chapter ninety-seven (97) of the revised statutes of this State for petit jurors for the circuit court, and a panel of petit jurors for each term of said county court shall be drawn from said list, in the same manner as now is or hereafter shall be provided by law for the circuit courts of this State; and the persons serving on such panel shall be paid at the same rate and in the same manner as is now or hereafter shall be provided by law for the payment

Compensation of jurors, &c.

of petit jurors in said circuit courts; and the same number of jurors for the trial of issues shall be drawn, summoned, empanelled and sworn, in the same manner as in the circuit courts of this State; and the said county court shall have, exercise and use the same power and authority to compel the attendance of such petit jurors as is now or may hereafter by law be exercised by the circuit courts of this State: *Provided,* That until the said county board of supervisors shall make out the list of petit jurors for said county court, in the manner above provided, the jurors for said court shall be selected, drawn and summoned in the manner provided by the 17th section of chapter eighty-six (86) of the revised statutes.

Provided.

SEC. 4. The fees and compensation of the Judge of the said county court shall be as provided for Judges of county courts, in chapter one hundred and thirty-one (131) of the Revised Statutes, except that for all services in an action disposed of without a trial on the merits, on return of process he shall receive two dollars; for all services on the trial of a cause without a jury, including the rendition of a judgment, three dollars; for all services on the trial of an action with a jury, including receiving and entering verdict and rendering judgment, or if the jury be discharged and a new trial ordered, or a cause otherwise disposed of, three dollars and fifty-cents; *Provided, however,* That where the trial of cause continues more than one day, the Judge shall receive in addition to the above, two dollars for each additional day occupied in the hearing or trial of such action.

Compensation of county judge.

Provided.

SEC. 5. There shall be not to exceed two regular terms of said county court for jury trials in each year, and they may be had in such months of the year as shall be designated from time to time by the Judge thereof, in his order to be filed with the Clerk of the circuit court, who shall publish the said order in two newspapers in said county, at least twenty days prior to the commencement of each term; *Provided, however,* That no jury term of said court shall be held while the circuit court of said county is in session for jury trial.

Not to exceed two terms for jury trials annually—judge to give notice of same.

Provided.

SEC. 6. The Judge of said court shall have the same power to hold special or adjourned terms of his court as is now, or may hereafter be conferred on the circuit

Judge to hold special adjourned terms

courts of this State; and the said county court shall have the same power to issue special venire and to summon talesmen to serve upon juries therein, as is now or may hereafter be conferred upon said circuit courts; and the rules and practice in said county court, so far as the same are applicable, shall be the same as in the circuit courts of this State.

Rules.

Repealed.

SEC. 7. So much of any act as contravenes the provisions of this act, is hereby repealed.

SEC. 8. This act shall take effect and be in force from and after its publication.

Approved May 7th, 1858.

Chapter 77.

Published May 8th, 1858.

AN ACT to authorize the Governor to re-organize the Board of Trustees of the Wisconsin Institute [for the Education] of the Deaf and Dumb.

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

Governor to re-organize trustees.

Division into classes—terms of office.

Repealed.

SECTION 1. The Governor is hereby authorized to re-organize the Board of Trustees of the Wisconsin Institute for the Education of the Deaf and Dumb, by the appointment of nine trustees, who shall be divided into three classes of three members each. The first class shall hold their offices till the first day of January, 1859; the second class, till the first day of January, 1860; the third class, till the first day of January, 1861, and all until their successors are appointed and qualified. All subsequent appointments shall be made by the Governor for the term of three years.

SEC. 2. The law allowing the trustees of said board the sum of two dollars per day for services rendered at all the meetings of the board; is hereby repealed, except so far as it applies to the annual meetings of said board.

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

Approved May 7th, 1858.