

CHAPTER 193.

[Published April 2, 1864.]

AN ACT for the protection of purchasers of the school, university and swamp lands of this state.

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

SECTION 1. Any person or persons holding a certificate or certificates of sale from the proper officers of this state, for any of the school, university or swamp lands of this state, shall have the same right to prosecute and maintain actions to recover damages for injuries done to such lands, or to prevent trespasses thereon or other injuries thereto, by injunctions or otherwise, as if such person or persons were the owners thereof in fee simple ; and for the purposes of this act, the holder or holders of any such certificate or certificates shall be regarded in law as the real owner of the land from and after the time of payment by him of the first installment of the payment of the purchase money for the said land. No such injunction shall ever be denied by any court on the ground that the party or parties to be enjoined are not shown to be irresponsible or insolvent. Prosecutions for injuries to land.

Approved March 23, 1864.

CHAPTER 194.

[Published April 2, 1864.]

AN ACT concerning the terms of court in the third judicial circuit.

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

SECTION 1. The terms of the circuit court for the third judicial circuit shall, after the first day of June, in the year of our Lord one thousand eight hundred and sixty-four, be holden as follows : In the county of Marquette, on the first Monday in September and the first Monday in February, in each year ; in the county of General terms. Marquette co. Green Lake.

Dodge. Green Lake, on the second Monday in September and the second Monday in February, in each year; in the county of Dodge, on the fourth Monday in September and the fourth Monday in February, in each year; in the county of Washington, on the third Monday in October and the third Monday in March, in each year; and in the county of Ozaukee, on the first Monday in November and the first Monday in April, in each year.

Special terms in Washington and Ozaukee.

Business that may be disposed of.

Transmission of papers, &c.

SECTION 2. There shall be holden by the circuit judge of the said third judicial circuit, in each year, a special term of the circuit court, for the counties of Washington and Ozaukee, on the second Monday of January, at the court house in the village of West Bend, in the county of Washington, and also a special term of circuit court for the counties of Washington and Ozaukee, on the second Monday of July, in each year, at the court house in the village of Port Washington, in the county of Ozaukee, for the trial of issues of law, for the hearing of motions, and for the transaction of any and all business that may be done at a regular term, except the trial of issues of fact by a jury. And at such special terms, the issues of law and motions, and all other business that may be transacted thereat, pending in the counties of Washington and Ozaukee, may be heard, decided and disposed of with the same force and effect as it may now be disposed of, heard and decided in the county in which the causes or matters are pending; and when the causes or matters are pending in a different county from that in which the special term is holden, the clerk of the circuit court shall certify the orders, judgments and papers to the clerk of the circuit [court] of the county where the same is pending, and the orders, judgments and papers shall be filed and entered by the clerk of the court where the cause or matter is pending, in the same manner as if the cause or matter had been heard or decided by the circuit court at a term thereof holden in the county where it is pending.

SECTION 3. For the purpose of the hearing or trial of any cause or matter at such special terms in another county than that in which the same is pending, the clerk of the circuit court shall, at the request of either of the attorneys in said cause or matter, transmit all the papers on file in said cause or matter to the place of trial or hearing, under his official certificate, certifying the

same to be all the original files and papers in such action, cause or matter. Such papers or files shall be by such clerk inclosed in an envelop sealed by him, directed to the clerk of the circuit court of the county where such special term is to be or is being held, and the same may be transmitted by mail or by the hand of either of the attorneys in such cause, action or matter: *provided*, that no clerk shall be required to certify back any papers, files or orders to any such county where the same was originally pending, until his fees in such action or matter are paid. Clerk's fees to be paid.

SECTION 4. All writs, services, processes, proceedings and recognizances heretofore issued, commenced, made or entered into, or which may be issued, commenced, made or entered into or from said courts of said counties, respectively, or either of them, and all proceedings pending therein or returnable thereto, whether by recognizance or otherwise, shall be held and taken as returnable at the times mentioned in this act for holding the said regular terms of court, respectively, in the said several counties, respectively. Return of process, &c.

SECTION 5. All acts or parts of acts conflicting with or contravening the provisions of this act, are hereby repealed, so far as they contravene or conflict with the provisions of this act. Repeal.

SECTION 6. This act shall take effect and be in force from and after the first day of June, in the year of our Lord one thousand eight hundred and sixty-four, but not sooner. Take effect.

Approved March 28, 1864.

CHAPTER 195.

[Published April 2, 1864.]

AN ACT to authorize the levy and collection of a special tax in the town of Trenton, in the county of Washington.

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

SECTION 1. The clerk of the town of Trenton, in the county of Washington, is hereby authorized and Levy of tax to pay bounties to volunteers.