

CHAPTER 49.

[Published February 20, 1864.]

AN ACT to repeal sections one, two, three, four, five, six and seven, of chapter seventy-nine of the revised statutes, entitled "of railroads."

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

SECTION 1. Sections one, two, three, four, five, six and seven, of chapter seventy-nine of the revised statutes, entitled "of railroads," are hereby repealed. Repeal of statutes authorising railroads to consolidate.

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

Approved February 16, 1864.

CHAPTER 50.

[Published February 19, 1864.]

AN ACT to amend chapter one hundred and sixty-two of the revised statutes, entitled "of the relief of persons confined in jail on civil process."

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

SECTION 1. Section two of chapter one hundred and sixty-two of the revised statutes, entitled "of the relief of persons confined in jail on civil process," is hereby amended, so as to read as follows: "Section 2. Such persons shall cause notice to be given to the plaintiff in the action, his agent or attorney, in writing, that on a certain day and hour, and at a certain place, he will apply to the judge of the circuit court, county judge or court commissioner of the county in which he is so confined, for the purpose of obtaining a discharge from his imprisonment." Notice of application for discharge.

SECTION 2. Section four of said chapter one hundred and sixty-two is hereby amended, by striking out the words, "such justices," whenever they occur therein, and inserting in lieu thereof the words, "such circuit judge, county judge or court commissioner." Sec. 4 amended.

Sec. 5 amended. SECTION 3. Section five of said chapter one hundred and sixty-two is hereby amended, by striking out the word, "justices," where it occurs in the last line of said section, and inserting in lieu thereof the words, "officer before whom such examination is had."

Sec. 6 amended. SECTION 4. Section six of said chapter one hundred and sixty-two is hereby amended, by striking out the words, "the justices," where they occur in the first line of said section, and inserting in lieu thereof the words, "such officer before whom the same is held."

Certificate of officer.

SECTION 5. Section seven of said chapter one hundred and sixty-two is hereby amended, so as to read as follows: "Section 7. After administering the oath, the officer before whom such examination shall be held shall make a certificate under his hand, as follows:

"To the sheriff or jailor of the county of _____:

"I do hereby certify, that _____, confined in your jail upon an execution, at the suit of _____, is entitled to be discharged from imprisonment, if he be imprisoned for no other cause."

May apply for discharge every ten days.

SECTION 6. Section nine of said chapter one hundred and sixty-two is hereby amended, so as to read as follows: "Section 9. If upon such examination aforesaid, the prisoner be not discharged, he shall be entitled to apply for his discharge at the end of every succeeding ten days, in the same manner as above provided, and the same proceedings shall thereupon be had."

Sec. 10 amended.

SECTION 7. Section ten of said chapter one hundred and sixty-two is hereby amended, by striking out the words, "before the two justices," where they occur therein, and inserting in lieu thereof the word, "aforesaid."

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

Approved February 16, 1864.