

For a commitment to jail, twenty-five cents.

For an order to bring up prisoner, twenty-five cents.

For an order to discharge prisoner, issued to jailor, twenty-five cents.

For discharging a prisoner after hearing, on motion to discharge, twelve cents.

For an execution, twenty-five cents.

For every other writ, not herein enumerated, twenty-five cents.

For taxing costs, twelve cents.

For docketing, twenty-five cents.

For marrying and making return thereof, one dollar and fifty cents, and such other sum as may be allowed by the party making the application.

For holding an inquisition in cases of forcible entry and unlawful detainer, one dollar.

For taking and certifying the acknowledgment of a deed, for each grantor named therein, twenty-five cents.

For traveling to perform any duty, when not otherwise provided for, and such travel is necessary, going, per mile, six cents.

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

Approved March 14, 1871.

CHAPTER 85.

[Published April 1, 1871.]

AN ACT to provide for serving notices of trial and filing notes of issue with the clerk in the circuit courts of this state, and to repeal chapter 71 of the general laws of 1859, entitled "an act relating to trials in courts of record."

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

Notices of trial
and notes of
issue.

SECTION 1. At any time after issue joined in any civil action in a court of record of this state, either party may bring the same on for trial at any

term of court at which the same is triable, by giving notice of trial at least ten days before such term of court. The party giving the notice shall furnish the clerk at least eight days before the term, with a note of issue containing the title of the cause, the names of the attorneys, the time when issue was joined, and stating whether it be for trial by the jury or the court or an issue of law, and the clerk shall thereupon place the cause upon the calendar, according to the date of the issue: *provided, however*, if the party giving such notice shall fail to furnish the clerk with such note of issue, the court may, in its discretion, place such cause upon the calendar.

SECTION 2. Chapter 71, laws of 1859 is hereby repealed.

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

Approved March 14, 1871.

CHAPTER 86.

[*Published April 1, 1871.*]

AN ACT to amend chapter 264 of the general laws of 1860, entitled "an act to amend chapter 139 of the revised statutes, entitled 'of appeals, writs of error and proceedings therein.'"

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

SECTION 1. Section six of chapter 264 of the general laws of 1860 is hereby amended so as to read as follows: "Upon an appeal from a judgment, the supreme court may review any intermediate order involving the merits and necessarily affecting the judgment, whether the same has been excepted to or not in the court below, nor shall it be necessary to take or file any such exception, or settle any bill of exceptions thereon in the court below to enable the supreme court to review any such intermediate order."

Sec. 6 amended.
Supreme court may review order.

SECTION 2. Section 12 of said chapter 264 is hereby amended by striking out the words, "if any," in the thirty-eighth line thereof; and also by inserting

Sec. 12 amended.