

## CHAPTER 111.

[Published April 3, 1873.]

AN ACT to submit to the people an amendment to article seven of the constitution.

Preamble.

WHEREAS, The legislature of this state at its annual session for the year 1871, proposed and adopted by a vote of the majority of the members elected to each of the two houses, an amendment to the constitution of this state, in the following language:

Resolution.

*Resolved by the senate, the assembly concurring,* That section four of article seven of the constitution be amended so as to read as follows: Section 4. The supreme court of this state, with the jurisdiction and powers prescribed in this constitution, shall consist of one chief justice and four associate justices, to be elected by the qualified electors of the state, at such times and in such manner as the legislature may provide, and such court so constituted shall not be changed or discontinued by the legislature. The chief justice and associate justices of the supreme court now in office shall hold their offices for the remainder of the terms for which they were respectively elected, and until the election and qualification of the two additional associate justices herein provided for, shall constitute the supreme court of this state. The legislature shall at its first annual session after the adoption of this amendment, provide by law for the election of the two additional associate justices hereby required, and their successors, and for the election of the successors of the chief justice and associate justices now in office, and for classifying the two additional associate justices first elected, so that the term of office of one of them shall be four years and of the other six years. The term of office of the chief justice and of each associate justice of the supreme court elected after the adoption of this amendment, except as herein otherwise provided, shall be six years; and,

WHEREAS, The foregoing proposed amendment to the constitution of the state was duly ratified and agreed to by the legislature of 1872; therefore,

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

SECTION 1. The foregoing proposed amendment to the constitution of this state shall be submitted to the people at a general election to be held on Tuesday succeeding the first Monday of November, 1872, and if the people shall approve and ratify said amendment by a majority of the electors voting thereon, said amendment shall become a part of the constitution of this state. Shall be submitted.

SECTION 2. The form of the ballot in voting to approve and ratify said proposed amendment shall be "for amending the constitution increasing the number of justices of the supreme court," and against said amendment, "against amending the constitution increasing the number of justices of the supreme court," which shall be on a separate ballot and shall be deposited in a separate box to be provided for that purpose, and all persons qualified to vote at any election in this state shall be deemed voters on this question. Form of ballot.

SECTION 3. The votes cast approving and ratifying or disapproving said amendment shall be counted and returned by the inspectors of the election in all respects, as votes for state officers are counted and returned, and the officers now designated by law to canvass the returns of votes for state officers shall canvass the returns on this question, at the same time and place and under the same regulations and restrictions now provided by law for canvassing and declaring the returns of elections for state officers. How votes to be canvassed.

SECTION 4. Within three days after the determination of said canvass, it shall be the duty of the canvassers to certify the result of the said canvass to the governor, who shall thereupon without delay make proclamation of the result. Shall certify canvass to governor.

SECTION 5. The secretary of state is hereby required to include the substance of this act in the notice of the general election for the year 1872. Shall include act in election notice.

SECTION 6. This act shall take effect and be in force from and after its passage and publication.

Approved March 23, 1872.