

No. 749, A.]

[Published March 26, 1891.

CHAPTER 67.

AN ACT relating to superior court of Milwaukee county, and to amend chapter 125, laws of 1887, and acts amendatory thereof.

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

Amends section 1, chapter 125, laws of 1887.

SECTION 1. Section 1, of chapter 125, of the laws of Wisconsin for 1887, is hereby amended by striking out the words at the end of said section, viz: "by a judge to be elected for that purpose," and inserting in place thereof the following words, viz: "by one of two judges elected for that purpose, as hereinafter provided," so that said section when so amended shall read as follows: Section 1.

Superior court created.

There is hereby constituted and established in and for the county of Milwaukee, a court to be known as the superior court of Milwaukee county, which court shall be held at the city of Milwaukee, in said county, by one of two judges elected for that purpose, as hereinafter provided.

Powers of judges.

SECTION 2. Each of said judges of said superior court shall have and exercise the powers of the court as now prescribed by law relative to the present judge of said court, except as otherwise provided by this act, and all laws now in force, whether general or special, as to the qualifications, election, canvass of votes, oath and term of office, and commencement of such term, compensation, jurisdiction, duties, authority and powers of the present judge of said superior court, shall apply to each of the judges of said court, except as otherwise provided by this act; and their successors shall be elected and vacancies in their offices filled as now provided in relation to the said judge of said court. Each of said judges shall also have all the powers and authority of a commissioner of the circuit court for Milwaukee county. Process may be tested in the name of either or both of said judges.

Judges to be court commissioners

Business may be divided.

SECTION 3. The business of said court may be divided between the said judges, and otherwise regulated by rules or otherwise, and each of the

said judges shall separately (and at the same time) hold court and try court or jury cases, or transact any other business of said court.

SECTION 4. Besides the present incumbent in the office of judge of said superior court, whose term of office expires on the first Monday of January, A. D. 1894, an additional judge of said court shall be elected on the first Tuesday of April, A. D. 1891, and every six years thereafter, and also one every six years after the expiration of the term of the present incumbent, at the same time and in the same manner as provided by law for the election of judges of the circuit and county courts, and all of the provisions of chapter 7 of the revised statutes, relating to the election of county judges are made applicable to the election of such judges of said superior court. The term of office of each of the said judges of the said superior court shall be six years, and the term of the additional judge herein provided for shall commence on the first Monday of May next after such election.

Additional judge to be elected, term of office.

SECTION 5. Section 5, of chapter 125, of the laws of 1887, is hereby amended by adding, at the end thereof, the following: "Said clerk shall appoint a deputy clerk in addition to those now authorized by law, who shall receive a salary of one thousand dollars (\$1,000) per annum, to be paid quarterly out of the treasury of said county."

Amends section 5 of chapter 125, laws of 1887.

Deputy clerk; salary.

SECTION 6. Section 6, of chapter 125, of the laws of Wisconsin, for the year 1887, is hereby amended by striking out the following words at the end of said section, to-wit: "And he shall receive an annual salary of five thousand dollars, to be paid quarterly out of the treasury of said county," and inserting in place thereof the following words, to-wit: "Each of said judges shall receive an annual salary of five thousand dollars (\$5,000), to be paid in quarterly installments, out of the treasury of the county of Milwaukee," so that said section when amended shall read as follows: Section 6. Every person elected or appointed a judge of such superior court shall, before entering upon the duties of his office, take and subscribe before some officer authorized to administer oaths, and file in the office of the clerk, of the circuit court of said county, duly certified, the following oath of office: "I do solemnly

Amends section 6 of chapter 125, laws of 1887.

Oath of office.

swear, that I will support the constitution of the United States and the constitution of the state of Wisconsin, and that I will administer justice without respect to persons, and that I will faithfully and impartially discharge the duties of the office of judge of the superior court of Milwaukee county, according to the best of my ability." Each of said judges shall receive an annual salary of five thousand dollars (\$5,000), to be paid in quarterly installments, out of the treasury of the county of Milwaukee.

Salaries.

Election of judges.

SECTION 7. Within ten days after the passage and publication of this act, the county clerk of the county of Milwaukee shall give notice of the election of the additional judge for said superior court provided by this act, at the election to be held on the first Tuesday of April, A. D. 1891, in the same manner as provided for notice of election of justices of the supreme court, and circuit and county judges, so far as such provisions are applicable and no other or further notice of such election shall be necessary.

Provisions of section 1 and 2, chapter 24, laws of 1889, made applicable to said judges.

SECTION 8. All the provisions of sections 1 and 2, of chapter 24, of the laws of 1889, shall be applicable to each of the judges of said court.

May appoint a reporter.

SECTION 9. Each of the judges of said superior court may appoint a phonographic reporter, skilled in the art of shorthand reporting, for said superior court, and may remove him at pleasure and appoint another in his place. Every person so appointed phonographic reporter shall be deemed an officer of the court, and before entering upon his duties shall take and subscribe the constitutional oath and file the same, duly certified, in the office of the clerk of said court, and such reporter shall give a bond in the sum of five thousand dollars, to be approved by the judge of said court appointing him for the proper performance of the duties of his said office. Each of the said phonographic reporters so appointed, shall receive the same compensation as is now provided for the phonographic reporters of the circuit court of Milwaukee county. Each such reporter shall upon the request of a party to an action or proceeding, transcribe in long hand the evidence or any other proceedings taken by him in such action or proceeding, or any part thereof, so requested, duly certified by him to be a correct

Compensation of reporter.

transcript thereof for which he shall be entitled to receive from the party requesting the same five cents per folio and for each additional copy two cents when written out in full, and when, at the request of the party, it shall be written in narrative form, ten cents per folio.

SECTION 10. All acts and parts of acts conflicting with the provisions hereof are hereby repealed.

SECTION 11. This act shall take effect and be in force from and after its passage and publication.

Approved March 25, 1891.

No. 7, A.]

[Published April 1, 1891.

CHAPTER 68.

AN ACT granting to the United States the jurisdiction over certain lands in Sheboygan county.

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

SECTION 1. The consent of the state of Wisconsin is hereby given to the purchase by the United States, of any tract or tracts of land in the city of Sheboygan, for the erection thereon of a building under the provisions of an act of congress, approved December 24th, 1890, entitled, "An act for a public building at Sheboygan, Wisconsin," and the state of Wisconsin hereby cedes to the United States, exclusive jurisdiction over such tract or tracts of land as shall be purchased for the purposes aforesaid, so long as they shall be or remain the owner thereof, for all purposes except the administration of the criminal laws of said state and the service of civil process therein.

United States
may purchase
land in city of
Sheboygan.

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

NOTE BY THE SECRETARY OF STATE.—The foregoing act having been presented to the governor for his approval, and such approval having been withheld, said act was returned by him to the house of the legislature in which it originated; it was