

No. 285, A.]

[Published April 1, 1893.]

CHAPTER 60.

AN ACT to provide for the place of trial of certain actions.

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

Trespass on public lands, where action may be brought.

SECTION 1. All actions brought to recover damages for trespass upon public lands, when the amount in controversy exceeds the sum of two hundred dollars, may be commenced in the county of Dane, or in the county in which the trespass shall have been committed, at the option of the attorney general, and shall not be subject to any change of venue therefrom.

Proceedings in lieu of change of venue.

SECTION 2. Whenever the defendant in such action shall file his affidavit that he has good reason to believe, and does believe, that he cannot have a fair trial of such action, on account of the prejudice of the judge, naming him, such judge may, during the then current term of court, if the application is made at a term at which the action or proceeding is triable, or at the next term, if it is made in vacation, call upon some other circuit judge or judges to attend and hold court during such current or next term, for the purpose of trying such actions or proceedings in which such affidavit of prejudice has been filed. And if such other judge or judges, as may be necessary or convenient, can so attend and hold court for such purpose and at such term, then current or next ensuing to the time of such application, the same shall be done with the same effect as if said cause had been tried by the judge of the circuit wherein such action is pending.

SECTION 3. All acts, and parts of acts, inconsistent with this act, are hereby repealed.

SECTION 4. This act shall take effect and be in force from and after its passage and publication.

Approved March 27, 1893.