

SECTION 3. This act shall take effect upon passage and publication.

Approved August 16, 1929.

No. 726, A.]

[Published August 17, 1929.

CHAPTER 395.

AN ACT to confer civil and criminal jurisdiction on the county court of Juneau county.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. There is hereby conferred upon the county board of Juneau county, jurisdiction of the following actions, matters, and proceedings, to-wit:

(1) The said county court and the presiding judge thereof shall have and exercise all of the jurisdiction, powers and authority in criminal actions and proceedings within said county which are possessed by justices of the peace and the courts thereof, including offenses against the ordinances of Juneau county, and of cities and villages therein.

(2) The said county court and the presiding judge thereof shall have and exercise jurisdiction in all civil actions, special proceedings in law and equity and all actions for the recovery of personal property, with damages for the unlawful taking or detention thereof, where the value of property in controversy, or the amount of money claimed or sought to be recovered, after deducting all payments and set-offs, shall not exceed five hundred dollars; and actions brought for any breach of recognizance given in said court.

SECTION 2. The processes, proceedings and practice of the courts of justices of the peace, as far as practicable, shall be the processes, proceedings and practice of the county court of Juneau county; and all provisions of law in force and effect relating to justices of the peace and to the trial of actions and proceedings therein shall apply to the said court, and the judge thereof, in the exercise of the jurisdiction conferred by this act, except as herein otherwise provided.

SECTION 3. Appeals from judgments and orders of the county court in civil and criminal actions and proceedings shall be taken

to the circuit court of Juneau county and all the laws relating to appeals from justice court shall apply thereto.

SECTION 4. A change of venue in any action or proceeding pending before any justice of the peace of Juneau county may be taken to the county court, provided either party to the action shall, on or before the return day, by himself or attorney, in writing, demand that such action be removed to the county court, in which case the justice shall, upon payment by the party making such demand of the costs and disbursements thus far incurred, forthwith transmit the papers to the county court, whereupon the action shall proceed in like manner as if originally commenced in the county court.

SECTION 5. Whenever, on or before the return day in any civil action and before the commencement of any examination in the said court it shall appear by affidavit that from prejudice the said judge will not decide impartially in the matter, or that he is interested pecuniarily in the action, examination or other proceedings or is a material witness, or that he is within the forbidden degree of consanguinity, the said judge shall, if the amount involved in said action does not exceed two hundred dollars and is otherwise within the jurisdiction of a justice of the peace, call in a justice of the peace of Juneau county who shall hear, try and determine said action the same as though originally begun in his court; if the amount involved in said action or the value of property in controversy shall exceed two hundred dollars, said action shall be transferred to the circuit court of Juneau county or the county judge of some other county may be called in if both parties agree thereto.

SECTION 6. The court shall have the powers conferred by section 57.04 of the statutes and amendments that may be made thereto, authorizing the suspension of judgments, the stay of execution and placing defendants on probation as in said section provided.

SECTION 7. A judgment by confession may be entered before the judge of the said county court in any sum not exceeding five hundred dollars, without action, either for money due or to become due, or to secure any person against contingent liability on behalf of the defendant, or both, if a statement in writing be made, signed by the defendant and verified by his oath.

SECTION 8. In the said county court there shall be kept a docket for criminal trials and proceedings and also a docket for civil actions. All docket entries shall be made and kept as far as practicable in the same manner as required in courts of justice of the peace. In all civil actions summons in blank may be signed by the judge and delivered to attorneys of record in the county, to be issued by them as occasion may require. The practice with reference to the return of summons and the docketing of cases in courts of justices of the peace shall be followed.

SECTION 9. (1) In all civil actions and special proceedings in the said county court attorneys fees shall be taxed and allowed on all judgments of the sum of one hundred dollars or less in a sum equal to ten per cent of the judgment, and on all judgments over one hundred dollars ten per cent on the first one hundred dollars and five per cent on such sums as may be in excess thereof, but provided that the total amount that may be so taxed and allowed shall not in any case exceed twenty-five dollars.

(2) The provisions of this section shall apply to proceedings for the recovery of possession of personal property and the value of the property as found, if judgment be for the plaintiff, and as claimed, if judgment be for the defendant, shall be the basis for the taxation of attorney fees.

SECTION 10. All costs, fees and disbursements shall be taxed and allowed the prevailing party in the same manner and to like amount as they are taxed and allowed in justice court, except as herein provided.

SECTION 11. In all cases arising in said court under this act or in which the said court shall obtain jurisdiction as in this act specified a trial by jury may be had in the same manner and process as in justice court.

SECTION 12. The sheriff and constables of Juneau county shall have the same power to serve and execute processes of this court as of justices' courts and shall be entitled to receive the same fees.

SECTION 13. The summons in all civil actions may be in the following form:

State of Wisconsin,	} ss.
Juneau County,	
City of Mauston.	

The State of Wisconsin to the sheriff or any constable of said county:

You are hereby commanded to summon A. B., if he shall be found within your county, to appear before the undersigned, the county judge of said county, at the county court room, in said courthouse in the city of Mauston, county aforesaid, on the day of at noon, to answer to C. D., plaintiff, to his damage, five hundred dollars, or under.

Hereof fail not at your peril.

Given under my hand at the city of Mauston, Juneau county, Wisconsin, this day of, 19.....

.....
County Judge.

And all other writs, warrants and processes necessary to be issued in this act shall be in the form prescribed by law for justices of the peace and justices' courts, but under the name of the county judge of said Juneau county; and all processes issued by said county judge under the provisions of this act shall be made returnable within the same time as like processes issued by justices of the peace under existing laws and shall be served within the same time and in the same manner as like processes of justices of the peace are required to be served under existing laws.

SECTION 14. The provisions of section 270.75 of the statutes shall apply to the filing of all transcripts of judgments in this court with the clerk of the circuit court, so far as the same are applicable thereto.

SECTION 15. The register in probate of said court shall be the reporter in said court and the fees for the taking and transcribing of testimony by said reporter shall be taxed as costs against the losing party as provided in cases in justice court, and, when collected, shall be returned to the county as part of the costs and fees in the case.

SECTION 16. The county of Juneau shall provide all books, blanks and stationery for keeping the records and proceedings of said county court made necessary by this act. The county court of said county shall be held in the county court room or in the circuit court room when the circuit court is not in session, at the county seat of said county, except as herein provided, and all records, books and proceedings pertaining to said county court shall be kept in the office of the said county judge of Juneau county.

SECTION 17. The judge of said county court shall, in addition to all other requirements, file with the county clerk of Juneau

county quarterly, a statement containing a full and complete list of all court costs and fees collected by said judge in all civil and criminal actions commenced in said county court and the said judge shall, at the same time, pay into the treasury of Juneau county all costs and fees so collected.

SECTION 18. In case of the absence or temporary disability of the said county judge, he may by order in writing to be filed in said court call in a county judge of some other county having civil and criminal jurisdiction to discharge the duties of such judge during such absence, sickness or disability.

SECTION 19. The fees of witnesses, jurors and officers shall be the same as are allowed by law to witnesses, jurors and officers in justice courts of Juneau county.

SECTION 20. This act shall take effect upon passage and publication.

Approved August 16, 1929.

No. 478, S.]

[Published August 17, 1929.

CHAPTER 396.

AN ACT to amend section 20.63 of the statutes, relating to the state library and making an appropriation.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section 20.63 of the statutes is amended to read: 20.63 There is appropriated from the general fund to the board of trustees of the state library:

(1) * * * *Annually*, beginning July 1, * * * 1929, * * * *thirteen* thousand * * * *one* hundred dollars, * * * to carry into effect its functions relative to the state library. Of this there is allotted:

(a) To the librarian of the state library, the assistant librarian, clerks, expert assistants, and other employes of the state library such compensation as shall be fixed by said board of trustees.

(b) To the librarian of the state library his necessary travel expenses actually incurred in attending the annual conference of the American Association of Law Libraries.

(2) * * * *For* the fiscal year beginning July 1, * * * 1929, six thousand five hundred dollars, and for the fiscal year