

CHAPTER 444.

AN ACT to amend chapter 549, laws of 1909, section 28. 1., as last amended by chapter 594, laws of 1917, relating to procedure on appeals from the civil court of Milwaukee county.

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

{Section 28}. 1. of chapter 549, laws of 1909 as last amended by chapter 594, laws of 1917, is amended to read:

(Chapter 549, Laws of 1909) Section 28. 1. The orders, judgments, and decrees of said civil court in all bastardy cases, may be examined and reviewed by the supreme court in the same manner that the orders, judgments, and decrees of the circuit court may be examined and reviewed. Except in bastardy cases, and except as herein otherwise provided, an appeal may be taken to the circuit court of Milwaukee county by any party to an action or proceeding in said civil court from any final judgment of said civil court, or from any order of said civil court from which an appeal to the supreme court might be taken if such order were made by a circuit court, *by serving upon respondent or his attorney and* by filing with the clerk of said civil court within the time hereinafter prescribed a notice in writing signed by the appellant or his attorney, designating the party by whom, the cause in which, and the judgment or order from which the appeal is taken. The appellant shall also file with said notice an affidavit signed by him or his attorney that the appeal is made in good faith and not for the purpose of delay. Such appeals shall be taken within 20 days after the entry of the judgment or order appealed from, and the returns and amended returns upon such appeals shall be made by the clerk of said civil court in the manner provided in chapter * * * 306 of the statutes, relating to appeals from justices' courts; provided, that upon an appeal from any order of said civil court said clerk shall include in the return only so much of the record and testimony in such action as shall be necessary to determine the questions raised by such appeal. And provided, however, that the transcript of testimony included in the return shall have attached thereto a certificate of the deputy clerk or stenographer reporting the same, that it is a correct transcript. Except as herein provided, such appeals shall be governed by the provisions of sections * * * 291.11, * * * 291.13, * * * 304.18, * * * 304.19, * * * 304.35, * * * 306.04, * * * 306.06, * * * 306.08 to * * * 306.11, * * * 306.19, * * * 306.20 and * * * 306.21 of the statutes, so far as applicable.

Approved July 7, 1949.
