

AN ACT to change the name of Henry Sanders Brown.

Be it enacted by the Council and House of Representatives of the Territory of Wisconsin:

Change of name.

§ 1. That the name of Henry Sanders Brown, of Milwaukee, late of Washington county, New York, be and the same is hereby changed to that of Henry Brown Sanders; and by such name, he shall and may hereafter be known and recognized: *Provided*, that the rights of no person or persons shall in any wise be affected thereby.

Provided.

APPROVED, March 22, 1843.

AN ACT to change the time of holding courts in certain counties of the second judicial district, and to provide for a change of venue in criminal cases.

Be it enacted by the Council and House of Representatives of the Territory of Wisconsin:

Courts in the second judicial district.

§ 1. The district court shall be holden at the county seat of the several counties in the second judicial district, hereinafter mentioned, at the times specified herein, to wit: Green county, the second Monday in April and October; Rock county, the third Monday in April and October; Walworth county, the fourth Monday in April and October; Jefferson county, the third Monday after the fourth Monday in April and October; Dane county, fourth Monday after the fourth Monday in April and October.

When held.

Writs, &c., how and when made returnable.

§ 2. All writs, summonses, process, indictment, recognizance, and other proceedings in any of the said courts, which now are or may hereafter be made returnable in any of said courts in the first section mentioned, at any time after this act shall take effect, shall be considered as returnable at the term fixed in this act for holding the spring terms of said courts, and all adjournments, appearances, continuances, motions, and notices of any proceedings in said courts, which are made or taken to any term subsequent to the time this act shall take effect; shall be held to be made and taken for the time fixed by this act for holding the spring term of said courts.

Acts repealed. • § 3. So much of any and all former acts as conflict with the provisions of this act, are hereby repealed.

§ 4. All criminal causes shall be tried in the county where the offence was committed, unless it shall appear to the satisfaction of the court, by affidavit, that a fair and impartial trial cannot be had in such county; in which case, the court before whom the cause is pending, if the offence charged in the indictment be punishable with death or imprisonment in the state prison, may, either in term time or vacation, direct the person accused to be tried in some adjoining county, where a fair and impartial trial can be had: *Provided*, that the party accused shall be entitled to a change of venue but once and no more.

§ 5. That when the venue is changed to an adjoining county, in a criminal case, the clerk of the proper court thereof, after having received the original indictment, and a certified transcript of the proceedings thereon, the trial shall be conducted in all respects as if the offence had been indicted in the county to which the venue is changed: *Provided*, that the costs accruing from a change of the venue shall be paid by the county in which the offence was committed.

§ 6. When a court has ordered a change of venue, if the accused be in arrest or confinement, they shall issue a warrant directed to the sheriff, commanding him safely to convey the prisoner to the jail of the county where he or she is to be tried, there to be safely kept by the jailor thereof until discharged by due course of law.

§ 7. When the court has ordered a change of venue, they shall require the accused, if the offence be bailable, to enter into a recognizance with good and sufficient sureties, to be approved by the court or judge, in such sum as the court or judge may direct, conditioned for his appearance in court at the time and place at which the cause is to be tried, on such change of venue, and in default of such recognizance, a warrant shall be issued, as provided in the next preceding section.

§ 8. When a change of venue is allowed, the court shall recognize the witnesses on the part of the United States, to appear before the court in which the prisoner is to be tried.

§ 9. The attorney on behalf of the United States, may also apply for a change of venue, and the court being satisfied that it will promote the ends of justice, may award a change of venue upon the same terms, and to the same extent, that are provided in this act.

APPROVED, March 22, 1843.