

Chap. 75.

AN ACT to divide the second and third Judicial Circuits and organize the ninth Judicial Circuit, and to fix the time of holding the Circuit Courts in the Counties of said respective Circuits.

Published, April 24, 1854.

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

Boundaries defined.

§ 1. From and after the first day of January, in the year eighteen hundred and fifty-five, all that portion of this state included within the counties of Sauk, Jefferson, and Dane, shall constitute and be a separate judicial circuit, to be known and designated as the ninth judicial circuit, and all that portion of this state included in the counties of Milwaukee and Waukesha shall continue to be the second judicial circuit; and all that portion of this state included in the counties of Columbia, Dodge, Marquette, Washington, and Ozaukee, shall continue to be the third judicial circuit.

Terms of court fixed.

§ 2. The terms of the circuit court in the several counties of Sauk, Jefferson, and Dane, after the organization of the said ninth judicial circuit, shall be holden at the time following, to wit:

In the county of Sauk on the first Monday in February and first Monday in September in each year.

In the county of Jefferson on the second Monday of March and second Monday of October in each year.

In the county of Dane on the first Monday of April and first Monday of November in each year.

First election in ninth circuit.

§ 3. An election shall be holden in said ninth judicial circuit for the election of a judge of the circuit court thereof in the several counties and precincts in said district, on the fourth Monday of September next. Such election shall be conducted and the votes canvassed in the same manner as at general elections for state and county officers. The inspectors or judges of said election shall

make returns thereof to the clerk of the board of supervisors of their respective counties, immediately after the same are canvassed, and the said clerk of the board of supervisors shall file the same in their offices, and forthwith transmit a copy thereof to the governor of this state.

§ 4. On the second Monday of November next, the governor, together with the secretary of state and state treasurer, shall proceed to canvass said returns; and the persons having the highest number of votes for said office, cast in said circuit, shall be the judge elect of the said ninth judicial circuit, and the governor shall transmit to the person so elected a certificate of his election under the seal of the state; and in case there should be a tie, the governor shall forthwith proclaim the fact, and order a new election in said circuit.

§ 5. The judge elect, before he enters on the duties of his office, shall take and subscribe the following oath or affirmation: "I, _____, do solemnly swear (or affirm, as the case may be,) 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 will faithfully and impartially discharge the duties of the office of judge of the circuit court of the state of Wisconsin, according to the best of my ability." Such oath or affirmation shall be duly certified by the officer administering the same, and by said judge filed in the office of the secretary of state.

§ 6. Said judge shall enter upon the duties of his office on the first day of January in the year eighteen hundred and fifty-five, and shall hold his office for the term of six years, and until his successor is elected and qualified. He shall have all the powers and jurisdiction conferred upon other judges of the circuit courts of this state, and shall perform like duties, receive like compensation, and have the same rights and privileges.

§ 7. This act shall take effect from and after its passage and publication, and the secretary of state shall forthwith transmit a copy of the same to each of the clerks of the circuit courts within the second and third judicial circuits.

Approved, April 1, 1854.