

for boats, scows, barges, vessels, or other floating materials, in and through any such outlet, (other than the main outlet,) slough, marsh or bayou, and has failed and neglected so to do, such failure or neglect, shall in nowise or manner forfeit, or work a forfeiture of any right, franchise, power or privilege enjoyed by or granted to any such person, company, corporation or association by any law or act of incorporation, anything in any law or act of incorporation to the contrary notwithstanding, but such person, company, corporation or association, shall be entitled to have and enjoy any and all of such rights, powers, privileges and franchise, as fully and the same as if it, he or they, in that particular or requirement had fully complied with such law or act of incorporation.

SECTION 2. All acts or parts of acts, whether general, special, private or local, conflicting or inconsistent with any of the provisions of this act, are hereby repealed so far as they conflict, or are inconsistent with the provisions of this act, and no further: *provided*, that nothing in this act contained shall be held to impair the rights secured to the public by section one of article IX of the constitution of this state, or to authorize any obstruction to navigation in contravention of these rights.

SECTION 3. This act shall take effect and be in full force and effect from and after its passage and publication.

Approved March 23, 1872.

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## CHAPTER 106.

[*Published March 26, 1872.*]

AN ACT relating to special terms of the circuit court for the second judicial circuit.

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

SECTION 1. The regular terms of the circuit court, held in the counties of Milwaukee and Waukesha, in the second judicial circuit, shall be special terms for the

whole of said circuit, for the rendition of judgments by default and the transaction of all ex parte business in cases pending in either of said counties.

Clerk to certify judgments, orders etc. to other counties.

SECTION 2. When the causes or matters are pending in other counties in the circuit different from the county in which the special term is held, the clerk of the circuit court of the county where said judgment shall be rendered, or such ex parte business shall be transacted, shall certify the judgment, orders and papers to the clerk of the circuit court of the county where the cause or matters are pending, and the papers may be transmitted by mail, or by such person as the judge of the court may direct, and all such judgments, orders and papers shall be filed and entered by the clerk of the circuit court of the county where the cause or matter is pending, in the same manner as though the cause or matter had been heard or decided by the circuit court at a term thereof held in that county.

Repealed.

SECTION 3. So much of section four of chapter twenty-two of the general laws of 1871, entitled "an act to fix the terms of the circuit and county courts in the county of Milwaukee," as relates to the holding of the April term of the county court of Milwaukee county, is hereby repealed.

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

Approved March 23, 1872.

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## CHAPTER 107.

[Published April 3, 1872.]

AN ACT relating to changes of the place of trial in civil actions.

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

Not to be changed till costs are paid.

SECTION 1. Whenever any party to any civil action shall apply for a change of the place of trial under the provisions of section eight, chapter one hundred and twenty-three of the revised statutes, at any term of court for which such action is noticed for trial, no order shall be made for such change of place of trial unless