

Penalty for neglect to make affidavit.

the same, to be allowed and paid to him by the county treasurer in settlement. And any town treasurer who shall render his return as above required without duly making, annexing, subscribing and duly making oath to the affidavit above required, shall for such omission forfeit a penalty of one hundred dollars, to be sued for and collected in the same manner as other fines and forfeitures; and every county treasurer who shall receive such return, and credit the amount of unpaid and doubly assessed to the town treasurer without first requiring such return to be duly verified by affidavit, duly subscribed, sworn to or affirmed, and certified as above required, shall for each such omission forfeit a penalty of two hundred dollars, to be sued for and collected in the same manner as other fines and forfeitures, and neither said town or county treasurer shall be permitted to offer such unverified statement in evidence in any settlement made by them with their respective boards of supervisors or auditing officers, nor in any actions brought against them on their respective official bonds, nor in any prosecution against them for embezzlement.

Penalty for neglect of county treasurer to require affidavit.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved March 3, 1875.

CHAPTER 163.

[Published March 18, 1875.]

AN ACT to amend chapter four hundred and seventy-four, of the private and local laws for the year 1871, entitled "an act to provide for two municipal courts in the city of Fond du Lac."

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

Amended.

SECTION 1. Chapter four hundred and seventy-four of the private and local laws for the year 1871, entitled, an act to provide for two municipal courts in the city of Fond du Lac, is hereby so amended as to provide for and establish one municipal court or judge in and for said city only.

Authority and jurisdiction of municipal court.

SECTION 2. Said municipal court shall have the same authority and jurisdiction between residents of

said city who may be parties to actions of what kind or nature soever, as is now conferred upon and possessed by said municipal courts of said city under the laws of this state, and in addition thereto shall have the sole and exclusive jurisdiction to hear, try, determine and punish all and every person or persons who shall or may violate or offend against any ordinance of said city, when such violation or offense shall be committed within the limits of said city.

SECTION 3. There shall be no election in said city for a judge of said municipal court at the next annual charter election in said city, but the municipal judge who now holds and has been elected for the longest term shall continue, and he is hereby declared to be, the judge of the municipal court for and during the term for which he was elected and thereafter three [there] shall be elected every two years, at the annual or charter election, a judge of said court.

Judge holding the longest term to remain in office.

SECTION 4. At the expiration of the term of office of Judge Edward Bissell, it shall be his duty immediately to transmit and deliver to Judge W. D. Conklin, the judge who now holds the office of judge of municipal court for said city, for the longest time, all papers, books and records in actions then pending before him, the said Edward Bissell, as such municipal court, or judge, to the said W. D. Conklin, the other and remaining judge, of one of said municipal courts, who shall thereupon have full power, authority and jurisdiction to hear, try, determine all actions then pending before said Bissell, as judge as aforesaid, in the same manner and with like force and effect as though said actions, or either or any of them, if any there be, had been commenced or originally brought in the municipal court, of which said Conklin is or was judge, and execution may issue upon any judgment in any such action in the same manner as though the action had been originally commenced or judgment rendered by said Conklin as judge of one of said municipal courts; the said W. D. Conklin as judge of the municipal court of said city, after the receipt of the papers, books and records aforesaid, is hereby authorized to issue an execution upon any judgment rendered by said Edward Bissell, as one of such judges in the same manner and with like force and effect as though the action had been originally heard, tried and determined by said W. D. Conklin as one of said judges, and the judgment had been rendered by him in his said official capacity.

Books, records, &c., to be delivered to remaining judge.

Action pending to be tried by remaining judge.

In case of removal of action.

SECTION 5. In case of a removal of any cause, suit or action for any or all of the reasons or causes specified or mentioned in section fourteen of the act to which this [is] amendatory or appertains, it shall be the duty of the said judge of said municipal court to transmit forthwith all the papers and proceedings in said cause or action to the nearest justice of the peace, who is hereby authorized and empowered to hear, try and determine the action and issue process to enforce or collect the judgment in the same manner and with like effect and validity as though such action had been tried and judgment been rendered by the judge of said municipal court.

Repealed.

SECTION 6. Chapter 474 of the private and local laws of this state for the year A. D. 1871, is hereby repealed so far as it contravenes or is in conflict with the provisions of this act.

SECTION 7. This act shall take effect and be in force from and after its passage.

Approved March 3, 1875.

CHAPTER 164.

[Published March 10, 1875.]

AN ACT relating to Insurance Companies.

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

Town insurance companies may amend their charters so as to provide for board of managers.

SECTION 1. Any fire-insurance company organized or created by general or special law of this state, is hereby authorized at any general or special meeting of its members or stockholders, duly called or convened, to amend its charter or articles of association so as to provide for the election of a board of managers, consisting of the president, secretary, and not more than five nor less than three other members or stockholders, in lieu of its board of directors or trustees, as now provided for by law. The mode and manner of electing such board of managers shall be regulated by the by-laws, and said board when duly elected, shall exercise the corporate powers of that company, and manage the affairs and business of the same and be vested with the same powers now exer-

Board to exercise corporate powers of company.