

[Published March 20, 1877.]

CHAPTER 146.

AN ACT relating to court commissioners, their appointment, powers and duties, and amendatory of section 94 of chapter 13 of the Revised Statutes, entitled "Of counties and county officers," and the several acts amendatory thereof.

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

SECTION 1. The circuit courts and circuit judges, in vacation in each of the judicial circuits of this state, may appoint in each of the organized counties of their respective circuits the number of court commissioners to which such counties are entitled under the laws of this state, and each court commissioner hereafter appointed shall hold his office during the term of office of the circuit judge who appointed him, and until his successor is appointed and qualified, unless sooner removed by such court or judge, or his successor in office. Each court commissioner, upon being appointed as aforesaid, shall take and subscribe the oath of office prescribed by law for other county officers, and such appointment and official oath shall be attached together and filed in the office of the clerk of the circuit court of the county in which such commissioner resides, before such commissioner shall exercise any of the powers or duties of his said office. Every court commissioner heretofore or hereafter appointed shall have power to issue subpoenas for witness to come before him, and to issue attachments and other necessary process to compel their attendance, in case of disobedience thereof, to administer oaths, take depositions and testimony in civil actions, where the same is authorized by law, or provided by rule or order of the circuit court, or by any other court having jurisdiction of such actions, to return and report such depositions and testimony to such courts; he may take and certify the acknowledgment of deeds and other instruments in writing, and solemnize marriages within the county for which he is appointed. He may state accounts between parties, referred to him by order of court, may order and determine upon the amount and sufficiency of bail, allow writs of *habeas corpus, ne exeat*, and grant orders of injunction. He shall have, and may exercise, within his county, the powers and authority of a circuit judge at chambers, in any civil action in the circuit court,

Appointment of court commissioners.

Term of office, and how commissioners to qualify.

Powers of court commissioners.

(except as otherwise provided by law) and may do such other things and perform such other duties as are required or authorized by the circuit court, or as are necessary and proper for the full exercise of the powers hereby granted; but his orders may be reviewed by the circuit court, as provided by law, and the rules and practice of the court.

Construction of act.

SECTION 2. This act shall not be construed to prohibit the appointment of more than three court commissioners in any county where the same is now authorized by any law of this state, or to repeal such law.

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

Approved March 6, 1877.

[Published March 23, 1877.]

CHAPTER 147.

AN ACT relating to the Madison Mutual Insurance Company, and amendatory of chapter 329, private and local laws of 1863.

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

Amended.

SECTION 1. Chapter three hundred and twenty-nine of the private and local laws of 1863, entitled "An act to amend chapter two hundred and thirteen of the private and local laws of 1859, entitled 'An act to amend chapter three hundred and ninety-four of the laws of 1851, entitled 'An act to incorporate the Madison Mutual Insurance Company,'" is hereby amended as follows: Section 1. The third section of chapter 394 of the laws of 1851, entitled "An act to incorporate the Madison Mutual Insurance Company," is hereby amended so as to read as follows: Section 3. Every person who shall at any time become interested in said company by insuring therein, and the administrators or assigns of said persons continuing to be insured therein, agreeable to the provisions of this act, where a premium note has been given on account of the percentage paid for premiums on such insurance subject to assessment, shall be deemed and taken to be members of said company for and during the term of their respective policies, and no longer, and shall at all times be concluded and bound by the provisions of this act,

Policy holders to be deemed members of company only during life of policy.