

real estate; *provided this act shall have no application to pending litigation.*

SECTION 2. This act shall take effect upon passage and publication.

Approved March 30, 1917.

No. 12, S.]

[Published April 6, 1917.

## CHAPTER 57

AN ACT to amend sections 1 and 3, to repeal section 7, to create a new section to be numbered section 7 and to amend section 10 and subsections 1, 3 and 5 of section 16 of chapter 339, laws of 1915, relating to the jurisdiction of the county court of Iowa county.

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

SECTION 1. Sections 1 and 3 of chapter 339, laws of 1915, are amended to read: Section 1. There is hereby conferred on the county court of Iowa county, jurisdiction \* \* \* of the following actions, matters and proceedings, to wit:

1. *The said county court shall have and exercise jurisdiction concurrent with and equal with the jurisdiction of the circuit court in said county in all civil actions, suits and proceedings, either at law or in equity, of every kind and nature, and in all special proceedings of every kind and nature, except in actions at law on contract where the debt, or balance due, or damages claimed in the complaint exceed the sum of fifty thousand dollars.*

2. *The said county court shall also have and exercise jurisdiction in all bastardy actions and in all criminal cases except murder, manslaughter, and homicide; \* \* \*. Subject to the exceptions aforesaid the said county court shall be a court of general jurisdiction, with the same power and jurisdiction \* \* \* to issue writs and processes, of every nature and kind, and to hear, try and determine all civil and criminal suits, actions and proceedings, \* \* \* of every nature and kind, as have been heretofore, are now, or may hereafter be conferred by the constitution or statutes of this state upon the circuit courts, \* \* \* of the state.*

SECTION 3. Appeals from judgments of *police justices, municipal judges and justices of peace* in said county in all civil actions, may hereafter be taken either to the circuit court or county court of said county at the option of the appellant, and if taken to said county court such appeal shall be tried and

determined therein in the same manner as is by law required in the circuit court, and in accordance with the rules and practice of the county court of Iowa county in force at the time of said trial, and all laws providing for taking appeals in civil actions from justices of the peace or justices' courts of said county, *or from police courts or municipal courts of said county*, shall hereafter be construed to apply equally to such appeals when taken to said county court.

SECTION 2. Section 7, chapter 339, laws of 1915, is repealed.

SECTION 3. There is added to chapter 339, laws of 1915, a new section to be numbered and to read: Section 7. All appeals from judgments of justices of peace, police justices and municipal judges in criminal actions in said county shall hereafter be taken to said county court instead of to the circuit court, and all laws providing for taking appeals in criminal actions to the circuit courts of the state from such courts or magistrates, shall hereafter be construed to apply equally to such appeals when taken to said county court.

SECTION 4. Section 10 and subsections 1, 3 and 5 of section 16 of chapter 339, laws of 1915, are amended to read: Section 10. There shall be held at the county seat of said county five general terms, \* \* \* *of said court, to be held on the third Wednesday* of each of the following months, to wit: February, April, *June*, September, and November \* \* \* of each year; special terms of said court may be called and held by order of the judge of said court; \* \* \* *who shall give due and sufficient notice to the attorneys of all parties interested in the matters to be heard at such special term.* All such special terms of said court shall be held at the county seat of Iowa county aforesaid. After an action or proceeding commenced or pending in said court has been noticed and placed on the calendar it shall not be necessary for either party to notice the same for trial at any subsequent term, but the clerk shall place the same on the calendar according to the nature and date of the issue or issues then or thereafter formed therein until it shall be tried or otherwise finally disposed of. Any trial, hearing, argument or assessment which shall have been commenced during any term, but shall not have been concluded before the commencement of any subsequent term, shall, be continued and proceeded with at any subsequent term in the *same* manner and with like effect as though it had been commenced at such subsequent term.

(Section 16). 1. Jurors shall be chosen for each term of said court by the same persons *from the same list of names* and

in the same manner as jurors in the circuit court and all provisions of law, rules and practice relating to the selection, qualifications, duties and compensation of jurors in the circuit court shall be applicable to said county court, except as otherwise provided herein.

(Section 16) 3. At least six days before each term, unless otherwise ordered by the judge, the clerk shall, in the presence of the judge, draw from the list of persons provided therefor, \* \* \* *thirty* jurors for such term and the list so selected shall forthwith be filed in the office of said clerk. If the name of any person known to be disqualified or no longer liable to jury duty in said county be drawn, such name shall be cast out and the name of another juror drawn to take his place.

(Section 16) 5. In case the whole panel is not summoned for the trial of any criminal action or for the trial of any action or proceeding in which a jury trial is demanded or ordered, the party shall strike from the panel of jurors selected for such term the jury for such action. The district attorney or the plaintiff or plaintiffs shall be entitled to \* \* \* *nine* peremptory challenges and the defendant or defendants to a like number of challenges to be made alternately, the district attorney or plaintiff first challenging. When either party shall decline to challenge in his turn such challenge shall be made by the clerk by lot. When a jury shall have been selected as aforesaid or otherwise agreed upon, a venire therefor returnable at such time as the judge may direct shall be issued by the clerk to the sheriff of said county.

SECTION 5. This act shall take effect upon passage and publication.

Approved April 3, 1917.

No. 152, S.]

[Published April 6, 1917.

## CHAPTER 58

AN ACT to create section 926—171 of the statutes, providing that in cities of the third class public construction work and duties incident thereto shall be under the direct control of the city engineer if the common council shall, by ordinance, direct.

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

SECTION 1. There is added to the statutes a new section to read: Section 926—171. In cities of the third class, however organized, all public construction work, including the deepening, widening and dredging of rivers, building of bridges, the