

Marathon county is hereby withdrawn and withheld, *excepting that for common assault and battery or for the use of language intended or naturally tending to provoke an assault or breach of the peace the justice of the peace shall have concurrent jurisdiction with the county court, and excepting the power and authority to receive complaints and to issue warrants thereon, which shall all be made returnable to the said county court, and all complaints and other papers relating thereto shall be forthwith certified to said county court.*

SECTION 7. All appeals from judgments of said county court, excepting in actions for divorce and to annul any marriage, shall be made to the circuit court of Marathon county, Wisconsin, and all the laws relating to appeals from justice court shall apply thereto, *except that in civil actions the appeal shall be heard on the original papers and the return of the county judge, containing all the material evidence and his rulings in the action, and the appellant shall in addition to the appeal costs pay for the transcript of the evidence at the time the appeal is filed which costs shall be included in the taxable costs when the appellant prevails in the appeal. The judge of the circuit court may, in his discretion, elect to have a trial de novo.*

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

Approved June 8, 1933.

No. 318, A.]

[Published June 10, 1933.

CHAPTER 227.

AN ACT to repeal section 331.36 of the statutes, relating to civil actions for arrest and prosecution.

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

SECTION 1. Section 331.36 of the statutes is repealed.

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

Approved June 8, 1933.