

Proviso.

fences cognizable before justices of the peace," is hereby so amended that it shall read "any person arrested upon warrant issued by a justice of the peace, charged with an assault and battery, may be tried before such justice, and the suit shall be conducted and tried in the manner provided by law, for the trial of criminal cases before justices of the peace; *Provided*, that in no case shall the justice proceed to try any such person until the person assaulted has had sufficient notice to enable him to be present at such trial; *Provided further*, such persons can be found within the jurisdiction of such justice.

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

Approved March 10, 1859.

[*Published March 12, 1859.*]

CHAPTER 58.

AN ACT concerning Railroad Companies operating their roads.

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

Relating to track.

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SECTION 1. No railroad company, or other body or person by the direction, authority or consent of such company, shall take up or remove, or cause to be taken up or removed, any part of the iron track laid upon any part of the line of any railroad, so as to stop, prevent or hinder the running or operating of the same, except in so far as may be necessary from time to time to make immediate repairs thereon, without first obtaining authority so to do by special statutory enactment: *Provided*, that this act shall not be construed so as to prevent such company or other body or person from straightening or changing their track; such alteration not to change the general line of the established track, or discommode the original termini or stations; and in case any railroad company or other body or person shall commence the taking up or removal, or threaten the taking up or removal, of any such track, contrary to the prohibition contained in this section, such company, body, or person may, upon the complaint of any resident freeholder of this state, be restrained from so doing by injunction or injunctive order, granted in like manner as in other cases where such injunction or injunctive orders are authorized by law.

SEC. 2. This act shall be printed by the state printer To take effect. Immediately after its passage, and when so printed, shall take effect and be in full force.

Approved March 10, 1859.

[Published March 14, 1859.]

CHAPTER 59.

AN ACT to amend section 12, of chapter 183 of the revised statutes, entitled "of offences cognizable before justices of the peace"

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

SECTION 1. Section 12, of chapter 183 of the revised How amended statutes, entitled "of offences cognizable before justices of the peace," is hereby so amended as to read as follows: No person in this state, except Indians, shall kill any wild buck, doe or fawn, during the months of January, February, March, April, May or June in each year, and any person violating any of the provisions of this section, upon conviction thereof, shall forfeit a sum not more than twenty nor less than five dollars and costs of suit for the first offence, and not more than thirty nor less than ten dollars and costs of suit for each subsequent offence.

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

Approved March 10, 1859.

[Published March 14, 1859.]

CHAPTER 60.

AN ACT supplemental to chapter 117 of the revised statutes, entitled "of county courts."

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

SECTION 1. County judges now in office shall continue Term of office in office until the expiration of the term for which they were elected respectively, and each and every county judge hereafter elected, shall hold and continue in office for and during the term of four years from and after the first day of January next after his election, and until his successor is elected and qualified; *Provided*, that when *Providio*.