

[Published March 14, 1859.]

### CHAPTER 71.

AN ACT relating to trials in courts of record.

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

SECTION 1. At any time after issue joined in any Suits, brought civil action in a court of record of this state, either party <sup>to trial.</sup> may bring the same on for trial at any term of court at which the same is triable, by giving notice of trial at least ten days before such term of court. The party giving Notice given. the notice shall furnish the clerk at least four days before the court with a note of issue, containing the title of the action, the names of attorneys, and the time when the last pleading was filed, and the clerk shall thereupon enter the cause upon the calendar according to the date of the issue; *Provided*, however, if the party giving such notice <sup>Provide.</sup> shall fail to furnish the clerk with such note of issue as above required, the court at its discretion may place such cause upon the calendar for trial.

SEC. 2. All acts or parts of acts contravening the Repealed. provisions of this act are hereby repealed.

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

Approved March 11, 1859.

[Published March 11, 1859.]

### CHAPTER 72.

AN ACT to provide for filling vacancies in the office of Sheriff.

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

SECTION 1. In case of vacancy in the office of sheriff <sup>In case of va-</sup> of any county from any of the causes enumerated in section 2, of chapter 14, of the revised statutes, the gov- <sup>vacancy.</sup> ernor is hereby authorized to appoint some suitable person to fill such vacancy, and such person so appointed shall <sup>Appointment</sup> immediately qualify as now provided by law, and when so <sup>and qualifica-</sup> qualified he shall possess all the powers, perform all the <sup>tion.</sup> duties, and be subject to all the liabilities and penalties imposed by law upon a sheriff duly elected and qualified.