

Limitation of powers of corporation.

SECTION 45. Said corporation shall have no power to borrow money, nor shall it be liable to pay money borrowed on its account or advanced in its behalf by its officers or any other person, nor shall any of its money or property be applied to any such purposes, nor shall this corporation incur any debt or liability in any year greater than the amount of tax allowed by this act to be raised by said corporation in the year in which said liability was incurred, unless two-thirds of all the legal voters of said village shall vote in favor of incurring such debt.

Duties of street commissioner.

SECTION 46. The street commissioner of said village shall, under the direction of the president and trustees, superintend the grading and the building and repairing of sidewalks and crosswalks and the expenditure of taxes levied and collected for such purposes, and shall receive such compensation for his services as shall be allowed by the trustees under the provisions of this act.

Objects not otherwise attainable.

SECTION 47. It is hereby declared that in the judgment of the legislature of this state, the objects of the incorporation named in this act cannot be attained under or by the general laws for the incorporation of villages.

Approved March 30, 1864.

CHAPTER 231.

[Published March 31, 1864.]

AN ACT to divide the eighth judicial circuit and organize an eleventh judicial circuit, and to fix the time for holding the circuit court in the counties of the said eleventh circuit, and to repeal chapter 119 of the general laws of 1864, entitled "an act relating to and conferring civil jurisdiction upon the county court of Douglas county."

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

11th judicial circuit organized—counties constituting it.

SECTION 1. From and after the first day of July, in the year one thousand eight hundred and sixty-four, all that portion of this state included within the counties of Ashland, Burnett, Dallas, Polk, Douglas and La Pointe, shall constitute and be a separate judicial cir-

cuit, to be known and designated as the eleventh judicial circuit; and all that portion of this state included in the counties of Chippewa, Dunn, Eau Claire, Pepin, Pierce and St. Croix, shall continue to be the eighth judicial circuit.

Counties constituting 8th circuit.

SECTION 2. The terms of the circuit court in the several counties of the eleventh judicial circuit, after its organization, shall be holden at the times following, to wit: In the county of Ashland, on the second Monday of May and first Monday of October, of each year; in the county of Burnett, on the third Monday of April and third Monday of November, of each year; in the county of Dallas, on the fourth Monday of April and fourth Monday of November, of each year; in the county of Polk, on the second Monday of April and second Monday of November, of each year; in the county of Douglas, on the fourth Monday of May and fourth Monday of October, of each year; in the county of La Pointe, on the third Monday of May and third Monday of October, of each year.

Terms of court in 11th circuit.

Ashland co.

Burnett.

Dallas.

Polk.

Douglas.

La Pointe.

SECTION 3. An election shall be holden in said eleventh judicial circuit, for the election of judge of the circuit court thereof, in the several counties and precincts, on the first Tuesday of May next. Such election shall be conducted and the votes canvassed in the same manner as at general elections for state and county officers. The inspectors or judges of said election shall make returns thereof to the clerk of the board of supervisors of their respective counties, immediately after the same are canvassed, and the said clerks of the boards of county supervisors shall file the same in their offices, and forthwith transmit a copy thereof to the governor of this state.

Election for judge, May 2.

Return of votes, &c.

SECTION 4. On the third Monday of June next, the governor, with the secretary of state and treasurer, shall proceed to canvass said returns, and the person having the highest number of votes for said office, cast in said circuit, shall be the judge elect of said eleventh judicial circuit; and the governor shall transmit to the person so elected a certificate of his election, under the seal of the state; and in case there shall be a tie, the governor shall forthwith proclaim the fact, and order a new election in said circuit.

Canvass by state board.

Certificate of election.

SECTION 5. The judge elect, before he enters on the duties of his office, shall take and subscribe the follow-

Oath of judge.

ing oath or affirmation: "I, ———, do solemnly swear, (or affirm, as the case may be,) that I will support the constitution of the United States and the constitution of the state of Wisconsin, and that I will administer justice without respect to persons, and will faithfully and impartially discharge the duties of the office of judge of the circuit court of the state of Wisconsin, according to the best of my ability." Such oath or affirmation shall be duly certified by the officer administering the same, and by said judge be filed in the office of the secretary of state.

When judge to enter upon duties of office, &c.

SECTION 6. Said judge shall enter upon the duties of his office on the first day of July, in the year one thousand eight hundred and sixty-four, and shall hold his office for the term of six years, and until his successor is elected and qualified. He shall have all powers and jurisdiction conferred upon other judges of the circuit courts of this state, and shall perform like duties, receive like compensation, and have the same rights and privileges.

Special terms.

SECTION 7. It shall be the duty of said circuit judge to hold at least two special terms of the circuit court within said circuit, in each year, for the transaction of all business not requiring the intervention of a jury. The times and places for holding such special terms, shall be designated and appointed once in two years, by an order of said judge, which he shall cause to be published in each and all the newspapers published within said judicial circuit, for not less than three weeks immediately after making said order.

Repeal.

SECTION 8. Chapter 119 of the general laws of one thousand eight hundred and sixty-four, entitled "an act relating to and conferring civil jurisdiction upon the county court of Douglas count," is hereby repealed.

Duty of sec'y of state.

SECTION 9. This act shall take effect from and after its passage and publication; and the secretary of state shall forthwith transmit by mail a printed copy of this act to each of the clerks of the circuit courts within the counties mentioned in this act.

Approved March 31, 1864.