

the same manner as is provided by said act for the issue of twenty-five thousand dollars.

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

Approved February 10, 1874.

CHAPTER 22.

[Published February 11, 1874.]

AN ACT to amend chapter 107 of the laws of 1873, entitled an act relating to the police court of the city of Madison.

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

SECTION 1. Section two of said chapter 107, is hereby amended by adding the following to said section: "The said municipal court is hereby declared to be the municipal court for the city of Madison and the county of Dane for the transaction of all business that may come before it; and for that purpose the city of Madison and county of Dane is hereby constituted a municipality."

Defining the court and establishing a municipality.

SECTION 2. Section 11 of the said chapter 107, is hereby amended so as to read as follows: "The qualified electors of the city of Madison and county of Dane, shall on the first Tuesday of April, A. D. 1874, and once in every six years thereafter, elect a suitable person to the office of judge of said municipal court, to be called the municipal judge, who shall hold his office for the term of six years, and until his successor is duly elected and qualified; and the said judge shall, before entering upon the duties of his office, take and subscribe an oath to support the constitution of the United States and state of Wisconsin, and to faithfully, honestly and impartially discharge the duties of his said office, which oath may be administered by any officer authorized by the laws of the state of Wisconsin to administer oaths, and shall be filed in the office of the city clerk of the city of Madison, and a duplicate oath in the office of the clerk of the circuit court of the county of Dane.

Election of municipal judge.

Term of his office.

SECTION 3. Section six of said chapter 107 is hereby amended by adding the following words thereto: "And the said municipal court is hereby declared to be a court

Declared a court of record.

Powers and
jurisdiction.

of record, and [as] such, shall have full power and authority to issue all legal, civil and criminal process proper and necessary to carry into effect the jurisdiction given it by law, to hear, try and determine all questions of title to land that may come before it within its jurisdiction; and to carry out such jurisdiction shall have and possess all the powers usually possessed by courts of record under the common law under the limitations and regulations imposed by statute."

May punish
contempts.

SECTION 4. The said chapter 107 of the laws of 1873 is hereby further amended by adding thereto the following sections which shall stand as sections 15, 16, 17, 18, 19, 20, 21 and 22 of said chapter 107: "Section 15. The judge of the municipal court shall have the same power to punish contempts, in the same manner and for like causes, and to the same extent that the judges of the circuit courts are or may be authorized by law to punish for contempts. Section 16. The

Judge may
establish rules
of practice.

judge of said municipal court may by rule direct the practice in his court, and the form and direction of process, when not otherwise provided by law, and the criminal process of said court may under the direction of said judge be served in any part of the state. Section 17. The municipal judge shall be chief mag-

Chief magis-
trate of Mad-
ison.

istrate of the city of Madison and possessed of all the powers of a justice of the peace in criminal and civil cases, and in city prosecutions; he shall see that the criminal laws of the state, and the ordinances, laws, rules, regulations, resolutions and by-laws of the city of Madison be observed and executed, and for that purpose shall open court every morning (Sundays and legal holidays excepted) and proceed to hear and dispose of in a summary manner, all cases which shall be brought before him by the police officers of the city or otherwise, either with or without process for violations of the criminal laws of the state committed in the county of Dane, or of the ordinances and by-laws of the city of Madison. It being intended by this act to invest and clothe the municipal court with the power and jurisdiction of the police court of the city of Madison, and of the present municipal court of said city. Section 18. The process of the municipal court shall be in substance the same when applicable, as are used in the justice's courts and in the police court of the city of Madison: *provided*, that the judge may alter and amend all such process and make them applicable to the municipal court. Section 19. The municipal judge may in his discretion, grant such continuances of

When court
shall be opened.

Judge may
alter and amend
process of court

Continuances—
ball.

criminal cases pending before him as may be necessary to the ends of public justice, either with or without bail; *provided, however,* that in all indictable offenses sufficient bail shall in all cases be required. The municipal court shall be held at some suitable place in the city of Madison, to be provided by said city. Section 20. The district attorney of Dane county shall be prosecuting officer in all criminal cases, and the city attorney in all city prosecutions before the municipal court, and in all criminal cases (except murder) which may be instituted before said court, which may be punishable by imprisonment in the penitentiary, in case the defendant pleads guilty to the charge preferred against him or her, the judge of the said municipal court is hereby authorized and empowered to sentence such person to a term in the state prison at Waupun, under the laws of the state, and such sentence and the commitment thereon shall be as valid as if pronounced by the judge of the circuit court. Section 21. All the proceedings of the charter, by-laws and ordinances of the city of Madison relating to the police court or police justices, shall be so construed as to apply to the municipal court and the judge thereof, so far as the same may be consistent with this act and the act of which this is amendatory. Section 22. There is hereby imposed a tax in all civil suits in said municipal court, to pay the salary of the judge of said municipal court, which tax shall be the same fees as are allowed by law to justices of the peace, and the compensation of said judge in criminal proceedings shall be the same fees as are by law to the justices of the peace in similar services.

Prosecuting
officers.

In what criminal cases court shall have jurisdiction.

Taxes and fees of the court.

SECTION 5. All the provisions of chapter 107 of the laws of 1873, are hereby re-enacted and confirmed as amended by this act, and the said municipal court shall have the powers and jurisdiction conferred by said chapter 107 as amended by this act.

SECTION 6. Elections for judge of said municipal court shall be held and conducted in all respects as elections for county and circuit judges, and all the provisions of law as to the qualifications of electors, the manner of conducting the election, the canvassing and return of votes, shall be applicable to the election for said judge of said municipal court.

Manner of electing municipal judge.

SECTION 7. This act shall take effect from and after its passage and publication, and all acts and parts of acts inconsistent with this act are hereby repealed: provided, that nothing herein contained shall be so construed as to impair the powers and jurisdiction of

the present municipal court of the city of Madison until the judge of said municipal court shall be elected and qualified under this act.

Approved February 10, 1874.

CHAPTER 23.

[Published February 12, 1874.]

AN ACT to provide for the election of an agent for the town of Platteville, in Grant county, to manage and protect its railroad stock, and legalize the election of J. C. Squires as agent of said town at a special town meeting held December 27, 1873.

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

Shall elect town agent.

His rights and duties.

Vacancies, how filled.

Agent shall give bond.

SECTION 1. The qualified electors of the town of Platteville, in Grant county shall annually, at the annual town meeting of said town elect, by ballot, an agent, who shall have power, and whose duty it shall be to attend all the annual and special meetings of the directors or shareholders of any and all railroad companies in which the said town shall hold or own stock. And at all elections of directors of any of said railroad companies the said agent shall be entitled to cast all votes which said town may be entitled to cast by reason of the stock it may hold or be entitled to hold in any such railroad company for which any such election shall be held. And in case of the absence of said agent so elected, or vacancy in said office or inability of said agent to attend any of the meetings which by law he is required to attend from any cause, the supervisors of said town may appoint one of their own number, who, when so appointed, shall have and possess all the powers, and shall perform all the duties of such agent until the election of another, or the removal of said agent's disability as the case may be. Said agent, when so elected or appointed shall before he enters upon the discharge of his duties take and subscribe an oath of office to perform the duties of the same honestly and faithfully, and shall execute an official bond in such penal sum, not exceeding the sum of fifty thousand dollars as the board of supervisors of said town shall by order determine conditioned for the faithful performance of the duties of his said office, which bond shall have at least two sufficient sureties,