

not be lawful for any person to wantonly destroy or kill by any device whatsoever, any brown thrushes, blue birds, martins, swallows, wrens, cat-birds, robins, peewee, meadow lark, sparrow, or any other insect-eating bird of any kind in this state; nor shall it be lawful for any person to disturb or destroy the nests or eggs of any of the birds mentioned in this section.

Unlawful to kill certain birds.

SECTION 2. And any person who shall violate in any manner the provisions of section one (1) of this act, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not less than one dollar, nor more than five dollars for the first offense, and not less than five nor more than fifteen dollars for each subsequent offense. Justices of the peace shall have concurrent jurisdiction of the offenses mentioned in this act; *provided*, that any person convicted in the justice's court, of any offense of the provisions of this act, may appeal therefrom as provided by law in criminal cases.

Penalty for violation of act.

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

Approved March 7, 1877.

[Published March 15, 1877.]

CHAPTER 230.

AN ACT to fix the terms of the circuit court of Winnebago county.

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

SECTION 1. There shall be three general terms in each year of the circuit court for Winnebago county, to be held as follows: On the Tuesday next after the second Monday of April; on the Tuesday next after the first Monday in September; and on the Tuesday next after the fourth Monday of November in each year.

When terms of court to be held.

SECTION 2. All acts or parts of acts contravening any of the provisions of this act, so far as they conflict with any of the provisions of this act, are hereby repealed, and no further; *provided, however*, that nothing herein contained shall be construed as repealing any of the provisions of chapter 318, of the laws of 1875, which said law shall remain in full force and effect.

Repealed.

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

Approved March 7, 1877.

[Published March 23, 1877.]

CHAPTER 231.

AN ACT to provide for the appointment of five commissioners, who shall furnish to the next legislature certain information, and who shall report to said legislature a bill to re-district the state into judicial circuits, equalizing the labors of the judges thereof, and determining the salaries of said judges.

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

Appointment of commissioners to make report concerning circuit courts to next legislature.

SECTION 1. The governor of the state is hereby authorized to appoint five competent persons as commissioners to ascertain and report to the next succeeding legislature the average duration per annum for the last three years of aggregate circuit court sessions in each county organized for judicial purposes, and in each circuit as at present constituted ; and to report a bill to the next succeeding legislature to re-district the state into such number of such circuits as will equalize the labors of the judges thereof, and to determine the salaries of the said judges. And it is hereby made the further duty of such commissioners to report to the next succeeding legislature whether or not, in their judgment, it is feasible or desirable to provide for the rotation of the several circuit judges among the several circuits, and for the holding of the court by the several circuit judges in any other circuits than their own ; and if by them deemed feasible or desirable, to report by bill a plan for such interchange or rotation.

When commissioners to enter upon their duties.

SECTION 2. The commissioners appointed in pursuance of section 1 of this act shall enter upon their work as soon as practicable ; and when their duties shall have been completed, the said commissioners shall report as provided in section 1.

Necessary expenses of commissioners to be paid by state.

SECTION 3. The commissioners before mentioned shall receive their actual traveling and other necessary expenses, incurred while engaged in attending to the duties of the commission, to be audited by the secretary of state, upon the presentation of a written statement of such expenses by the said commissioners, and