

No. 659, A.]

[Published May 3, 1895.]

CHAPTER 359.

AN ACT to amend section 2447, of the annotated statutes of Wisconsin, relating to county courts.

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

Amending sec.
2447, revised
statutes.

County judge
outside of
county may
act—when—
compensation.

SECTION 1. Section 2447, of the annotated statutes of Wisconsin is hereby amended by adding after the word "questions," where the same appears in the eighth line of said section, the following: "Provided, that such circuit judge may, upon petition showing the necessity therefor, request any county judge outside of said county to hold court therein for the purpose of settling such estate or deciding such question. It shall be the duty of the county judge, upon such request, to attend and act in such matter so far as in his judgment the proper discharge of his duties will permit. Whenever any county judge shall be required pursuant to any law to hold court in any county other than that for which he was elected, he shall receive as compensation therefor the sum of five dollars per day in addition to his actual expenses, to be audited and paid by the county board of such county;" and by adding after the word "judge," where the same occurs in the eighth line of said section, "or county judge," so that said section when so amended shall read as follows: Section 2447. When the judge of any county court, his wife, child, parent, brother or sister shall be an heir, devisee or legatee, or when such judge shall be an executor or administrator or guardian of any ward, or interested as creditor or otherwise in any question to be decided, he shall be disqualified to act in relation to that estate, or in the decision of such question; and the judge of the circuit court

of the same county shall perform the duties of county judge in relation to such estates, and decide such questions; provided, that such circuit judge may, upon petition showing the necessity therefor, request any county judge outside of said county to hold court therein for the purpose of settling such estate or deciding such question. It shall be the duty of the county judge upon such request to attend and act in such matter so far as in his judgment the proper discharge of his duties will permit. Whenever any county judge shall be required pursuant to any law, to hold court in any county other than that for which he was elected, he shall receive as compensation therefor the sum of five dollars per day in addition to his actual expenses, to be audited and paid by the county board of such county. Such circuit judge or county judge shall at any time, on due proof that such disability no longer exists, make an order transmitting such case, or so much thereof as shall have been referred to him, and all the papers therein, to the county court; and such county court shall thereafter perform all the remaining duties relative thereto.

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

Approved April 19, 1895.