

S.F.No. 38
Intro. by Judiciary Committee
A BILL
FOR

AN ACT regulating the procedure of the District Courts of the State of Wyoming and providing for the signing, depositing, recording, endorsing and serving copies of orders, judgments and decrees made, rendered and granted by the Judges of the District Courts of the State of Wyoming in all contested matters; prescribing the duties of the Clerks of District Courts of the State of Wyoming in connection therewith; making failure to perform such duties a misdemeanor and providing penalties for failure to perform such duties; and repealing Section 1, Chapter 80, Session Laws of Wyoming, 1929, and all other acts or parts of acts in conflict herewith.

JAN 30 1931 INTRODUCED House first time

Referred to Com. No. 1

Delivered to Printing Committee

JAN 31 1931 Held from Printing Com.

JAN 31 1931 Delivered to Standing Com. No. 1

FEB 5 1931 Returned from Committee No. 1

Recommend do pass

FEB 7 1931

Considered in committee of the Whole
Committee report adopted.

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Introduced by Judiciary Committee.

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AN ACT regulating the procedure of the District Courts of the State of Wyoming and providing for the signing, depositing, recording, endorsing and serving copies of orders, judgments and decrees made, rendered and granted by the Judges of the District Courts of the State of Wyoming in all contested matters; prescribing the duties of the Clerks of District Courts of the State of Wyoming in connection therewith; making failure to perform such duties a misdemeanor and providing penalties for failure to perform such duties; and repealing Section 1, Chapter 80, Session Laws of Wyoming, 1929, and all other acts or parts of acts in conflict herewith.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WYOMING:

Section 1. From and after the 1st day of June, 1931, each Judge of the District Court of the State of Wyoming shall, within thirty days after making, rendering or granting any order, judgment or decree, reduce or cause the same to be reduced to writing and shall sign all such orders, judgments or decrees made, rendered or granted by him in any contested matter pending in the court over which he shall preside; and, when signed by such presiding Judge, such orders, judgments and decrees shall be deposited by such Judge in the office of the Clerk of the District Court in which such matter is pending and there retained, and the party whose interest is adversely affected by such order, judgment or decree shall be deemed to have duly excepted thereto for all purposes.

Said order, judgment or decree shall in each instance contain an order directing and requiring the Clerk of the Court in which said matter is pending to enter such order, judgment or decree upon the journal of such District Court and to

endorse thereon, and on all copies thereof, the date upon which the same was entered in the journal of such court.

Such Clerk shall serve a copy of such order, judgment or decree so endorsed, upon the respective parties in interest or their respective attorneys of record; such service shall be made by registered mail addressed to the last known place of residence or business of such respective parties or their respective attorneys of record.

Upon receipt of an order, judgment or decree signed by the Judge who presided in any contested matter pending in the court of which he is the Clerk, it shall be the duty of such Clerk forthwith, and within five days from the time he receives such order, judgment or decree, to enter the same upon the journal of such Court and endorse thereon, and upon all copies thereof, the date of the entry of such order, judgment or decree in the journal of said court, and thereupon, and within two days from the date of the entry by him of such order, judgment or decree, transmit to the respective parties in interest or their respective attorneys of record, in the manner herein prescribed, a copy of the same endorsed as above required.

The Clerk of such court shall charge and collect a fee of 25¢ per folio for each folio contained in any order, judgment or decree, a copy of which is transmitted as herein provided, said fees to be collected in the manner in which other costs are collected in such matters.

Any Clerk of any District Court of the State of Wyoming, failing to perform any of the duties prescribed by this Act, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not less than \$25.00 nor more than \$100.00, or shall be confined in the County Jail in the County in which the court of which he is Clerk is situated, not less than five nor more than twenty days, or both such fine and imprisonment, for each offense.

Section 2. That Section 1, Chapter 80, Session Laws of Wyoming, 1929, and all other acts or parts of acts in conflict

herewith, are hereby repealed.

Section 3. This Act shall take effect and be in force from and after its passage.

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FEB 2 1931

*Returned from
Privilege Committee*

Delivered to Standing Com. No. 5