

*Tennessee Collection*

**A C T S**

OF THE

**STATE OF TENNESSEE,**

PASSED BY THE FIRST SESSION OF

**THE THIRTY-SIXTH GENERAL ASSEMBLY**

**FOR THE YEARS 1869-70.**

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**PUBLISHED BY AUTHORITY.**

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**NASHVILLE, TENN.:**  
**JONES, PURVIS & CO., PRINTERS TO THE STATE.**

1870.

## CHAPTER LXIII.

AN ACT to Incorporate the Knoxville Water Company, and for other purposes.

**SECTION 1.** *Be it enacted by the General Assembly of the State of Tennessee,* That Hugh McClung, Wm. Morrow and C. M. McGhee, and their associates and successors, be, and they are hereby incorporated a body politic and corporate, under the name and style of the "Knoxville Water Company;" and by that name and style shall have succession for forty years; and in that name sue and be sued, plead and be impleaded in all the courts of law and equity in the State; purchase, hold and convey personal and real estate; have and use a common seal, and the same to alter or change at pleasure; and all other powers necessary to enable them to carry out the objects of the corporation.

**SEC. 2.** *Be it further enacted,* That the stock of said company shall be fifty thousand dollars, divided into shares of fifty dollars each, but the capital may be increased to one hundred thousand dollars at the discretion of a majority of the stockholders.

**SEC. 3.** *Be it further enacted,* That said company shall be entitled to all the rights and privileges, and subject to all the liabilities and restrictions of An Act passed March 11, 1868, entitled "An Act to Incorporate the Carthage Bridge Company," with the exception of the 34th section of said Act.

**SEC. 4.** *Be it further enacted,* That Nathaniel Baxter, Nicholas Hobson, Samuel D. Morgan, Michael Vaughn, John Overton, W. D. Talbot, A. G. Sanford, Edwin Taylor, Charles H. Handy, George S. Barry and John S. Vedder, and such other persons as may become stockholders in the company herein named, together with all other persons as may hereafter become their successors and assigns, be, and they are hereby created and made a body politic and corporate by the name and style of the "Tennessee Chair and Furniture Manufacturing Company," for the purpose of making and manufacturing all character of Furniture; and by the name and style of the "Tennessee Chair and Furniture Manufacturing Company," shall have full powers to have and use a common seal, the same to alter or change at pleasure; to sue and

be sued, plead and be impleaded in all courts of law and equity; and shall have succession for ninety-nine years; and to ordain, make, establish and put into execution such by-laws, or ordinances and regulations as may be necessary and convenient for the correct management of their business, for the use and benefit of said company, not being contrary to the laws and Constitution of the State of Tennessee or that of the United States.

SEC. 5. *Be it further enacted*, That said company shall have power, and is hereby vested with the right to lease, levy or hold to themselves or their successors or assigns, any lands or interest in lands and tenements necessary for the erection, use and occupancy of all necessary buildings, superstructures, works and machinery; or all lands or interest in lands, that may be necessary to carry into full and complete effect the purposes and objects of said company; and may appropriate, sell and dispose of the same in such manner as shall seem fit and proper to said company. May hold property.

SEC. 6. *Be it further enacted*, That said company shall have full power and authority to make, manufacture and vend any and all kinds and character of Furniture that it may desire; and to do or perform in its corporate name, all such acts and things as bodies corporate may do lawfully, for the purpose of carrying into effect the objects of this Act. Powers.

SEC. 7. *Be it further enacted*, That the capital stock of said company shall be one hundred and fifty thousand dollars, which it shall be lawful to increase to the sum of five hundred thousand dollars, whenever the majority of the Directors of said company shall so determine, all of which capital stock shall be divided into shares of one hundred dollars each, to be paid in as the Board of Directors shall elect; and no stock shall be transferred or assigned, except upon the books of the Secretary of said company; said Directors to have the first privilege and refusal of all stock offered for sale by any stockholder; but said company is hereby authorized and empowered to commence business, whenever seventy-five thousand dollars of the capital stock is paid in. Capital stock etc.

SEC. 8. *Be it further enacted*, That the affairs of said company shall be managed by five (5) Directors, a majority of whom shall constitute a quorum for transacting any business for the company. The Directors shall be elected by the stockholders, and in each year, four weeks' notice having been given for that purpose in one of the daily newspapers published in the City of Nashville, designating the time and place of such election. Each Di- Election and Powers of Directors.

Voting, Of-  
ficers, etc.

rector shall be a stockholder at the time of his election, and shall cease to be a Director if he shall cease to be a stockholder. The number of votes to which each stockholder shall be entitled at any such election shall be one vote for each share he may hold. The Directors thus elected shall take their seats the ensuing day, and shall immediately proceed to elect from their number a President, Vice-president and a Treasurer; they shall also elect a Secretary and such other officers and agents and business managers as they may deem necessary for the prosecution of the business of said company; and the Directors of the company first elected, shall hold their places until their successors shall be elected; and if from any cause, an election for Directors shall not be made at the appointed time, the corporation shall not for that cause be dissolved, but an election may be had on any subsequent day, notice thereof having been given as aforesaid.

SEC. 9. *Be it further enacted*, That said company shall have power to establish branch houses or manufactures, whenever said company may deem proper.

Sequatchie  
College.

SEC. 10. *Be it further enacted*, That Isaac Robertson, A. L. Pitts, James J. Pope, Wm. Hoshen, James M. Roberson, R. P. Lloyd, Wm. J. Boyd, Thomas O. Brown, A. H. Nail, who are or may hereafter become stockholders in Sequatchie College, which Institution is located in Bledsoe County, are hereby created a body politic and corporate, under the name and style of the stockholders of "Sequatchie College;" and shall have succession for ninety-nine years; and shall be capable in law to purchase, receive and hold, to themselves and successors, any lands, tenements, goods and chattels, which may be given, granted or devised to them, or purchased for the use of said Institution; and to appropriate and dispose of the same in such manner as to them may seem fit and proper for the benefit of said Institution; and the said stockholders and their successors, by the name aforesaid, may sue and be sued, plead and be impleaded, in any of the courts of this State; and may have and use a common seal, and alter the same at pleasure; and may make such by-laws and regulations for their own government as will, in their judgment, best subserve the interest of the Institution; *Provided*, the same do not conflict with the laws of the land.

Rights and  
privileges.

Board of  
Trustees.

SEC. 11. *Be it further enacted*, That said corporators may choose a Board of Trustees, in such manner and of such number as now are or may hereafter be provided for in their by-laws; and may have power to remove the

same or any part thereof, at pleasure, and appoint or elect others in their stead; and may fill all vacancies that may occur by death, resignation or otherwise.

SEC. 12. *Be it further enacted,* That said Board of Trustees, when so chosen, and their successors, shall have power to hold such meetings, at such times and places as may be agreed upon by said Board; and may elect a President, Secretary and Treasurer from their own body, and such other officers as they may deem proper.

Meetings, officers.

SEC. 13. *Be it further enacted,* That said Board of Trustees shall have power to employ all necessary teachers and lecturers; and, in connection with said teachers, shall fix the rate of tuition, prescribe the course of study and discipline, and make all such rules and regulations for the government of said College as are, or may in their judgment, become necessary; and may confer such literary degrees and diplomas as are used in such institutions; and may exercise such other powers, and enjoy such other privileges, as may be conferred upon them by the corporators, not inconsistent with the laws of the land.

Teachers, literary degrees, etc.

SEC. 14. *Be it further enacted,* That An Act to incorporate the Lebanon and Gallatin Railway, and for other purposes, passed December 16, 1867, and amended on March 12, 1868, by sections 7, 8 and 9, chap. 95, be now so amended, that said railroad company shall have power to extend the line of their road from the City of Murfreesboro, in the County of Rutherford, so as to connect with any line of railroad connecting with Decatur, Alabama, passing through the town of Shelbyville, and County of Bedford; with all the rights, powers, privileges and immunities, and subject to the same restrictions and liabilities, as granted them under their said charter, passed and amended as aforesaid.

Lebanon and Gallatin Railway.

SEC. 15. *Be it further enacted,* That said Gallatin, Lebanon and Murfreesboro Railroad Company shall have power to connect with either Gallatin or Hartsville, in the County of Sumner, as their President and Directors may by vote, determine to be for the best; and said company shall have power to enter into an arrangement and agreement with the Nashville and Cincinnati Railway Company, for a joint vote of county subscriptions, in the Counties of Sumner and Wilson; and said counties shall be authorized to vote such an amount of stock to be taken in the bonds of said counties, as a majority of the voters of said counties may determine by ballot, not exceeding ten per cent. on the value of the taxable property of said county or

May connect.

Elections to take stock.

counties; the elections to be held in the manner and form as declared in the charter to which this is amendatory.

SEC. 16: *Be it further enacted*, That John Wyly, James McGhee, Joseph Luff, Z. Drummond, Wm. M. Hayden, D. Cowan, H. C. Lockhart, R. W. Cooley, W. P. A. Batson, H. M. Little, B. M. Rickelly, F. M. White, James M. Martin, David O. Givin, J. N. Nolen, J. W. Drake, James W. Hollinbeck, R. C. Roper, R. L. Parker, A. J. Sanders, C. H. Ball, A. C. Stockard, H. M. McAdoo, D. C. Rudolph, T. L. Lanier, T. J. Alford, W. W. Hobb, J. H. McAdoo, Levi McCullum, B. F. McCullum, Hillman & Goodrich Brothers, S. S. Aughey, T. Merritt, and their successors in office as Trustees, be, and they are hereby incorporated under the name and style of the "Waverly High School;" and by that name may sue and be sued, plead and be impleaded, in any of the courts of law or equity; contract and be contracted with; pass all by-laws and ordinances necessary for the proper control and government of said Institution; to employ instructors, superintendents, stewards, agents, etc., and to have a common seal.

SEC. 17. *Be it further enacted*, That the said Institution shall be governed by Trustees, who, and their successors in office, shall constitute a body politic and corporate, under the name aforesaid, a majority of whom shall constitute a quorum for the transaction of business; and all vacancies that may occur in their body shall be filled by the Board, at such times and upon such terms as they may hereafter prescribe in their by-laws and ordinances; they may elect from their own body a President, Secretary and Treasurer, as well as such other officers as they may think necessary; who shall hold their offices for the period of one year, and until the election and qualification of their successors.

SEC. 18. *Be it further enacted*, That said Board of Trustees shall have power to employ instructors, lecturers, superintendents; fix the rules and terms of tuition; prescribe the course of study; make all necessary rules and regulations for the government of said Institution and its property; hold real, personal or mixed property, by gift, purchase, devise or upon loan, and sell or exchange the same, as the interest of the Institution may require; to confer, upon general rules and regulations to be by them adopted, such literary degrees and diplomas as are usual in academies and colleges; and have and enjoy all the powers and privileges that are incident or necessary to corporations of this description, not inconsistent with the laws of the land.

Waverly  
High School.

Powers of  
Trustees, offi-  
cers, etc.

Teachers,  
property, de-  
grees, etc.

SEC. 19. *Be it further enacted*, That said Board shall have power to receive subscriptions of stock in said Institution, in such sums and upon such terms as said Trustees may prescribe; to create and sell scholarships; to create, raise and hold an endowment fund, invested in such manner as they may direct; and the property and assets of the Institution shall be held, governed and controlled under such by-laws and ordinances as may from time to time, be enacted by said Board. Subscriptions, endowment fund, etc.

SEC. 20. *Be it further enacted*, That the signature of the President shall be sufficient to execute an order of the Board, either for the conveyance or transfer of real or personal property, or choses in action, or to create a legal liability upon said Board. Signature of President.

SEC. 20. *Be it further enacted*, That this Act take effect from and after its passage.

W. O'N. PERKINS,  
*Speaker of the House of Representatives.*  
D. B. THOMAS,  
*Speaker of the Senate.*

Passed February 24, 1870.

## CHAPTER LXIV.

AN ACT to Incorporate the Memphis Real Estate Association, and for other purposes.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That M. D. L. Stewart, Leon Truodale, J. F. Smith, G. V. Rembant, C. S. Severson, R. S. Saunders and their associates, successors and assigns be, and they are hereby constituted a body corporate, by the name and style of the "Memphis Real Estate Association," and by that name and style shall have succession for thirty years, and shall be competent to sue and be sued, plead and be impleaded in any courts of law or equity; to have and use a common seal and alter the same at pleasure; to establish and change any by-laws for the government of said corporation; to buy or sell or loan money on real estate, bonds, bills, notes, stocks, gold, silver and all kinds of personal property; to negotiate for other persons for Corporators  
Privileges.