

PRIVATE AND LOCAL ACTS

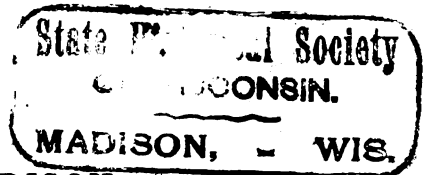
PASSED BY THE

LEGISLATURE OF WISCONSIN,

IN THE YEAR

EIGHTEEN HUNDRED AND FIFTY-FOUR.

PUBLISHED BY AUTHORITY.



MADISON:

BERIAH BROWN, PRINTER.

1854.

An Act to provide for laying out a State Road from Potosi, by Lancaster and Muscoda, in the County of Grant, to Richland Centre, in Richland County. **Chap. 71.**

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. James F. Chapman, J. C. Cover and James Barnett, are hereby appointed commissioners to view and lay out a State road to commence near the north-west corner of section number thirty-four, in township number three north, of range number three west, of the fourth principal meridian, thence over the best and most practicable route by Lancaster and Muscoda, in Grant county, to Richland Centre in the county of Richland. **Commissioners.**

SEC. 2. The said commissioners shall receive for laying out said road a reasonable compensation from the Boards of Supervisors in the counties of Richland and Grant. **Shall receive compensation.**

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

Approved, February 22, 1854.

An Act to incorporate the Madison Hydraulic Company.

Chap. 72.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. That Simeon Mills, Leonard J. Farwell, Levi B. Vilas, N. W. Dean, H. A. Tenney, F. G. Tibbitts and J. C. Fairchild, be and they are hereby appointed commissioners, under the direction of a majority of whom subscriptions may be received to the capital stock of the Madison Hydraulic company hereby incorporated, and they may cause books to be opened at such time and place as a majority shall direct, for the purpose of receiving subscriptions to the capital stock of said company, first giving ten days' notice of the time and place of taking such subscriptions, by publishing the same in one or more papers printed in the village of Madison. **Commissioners.**

SEC. 2. The capital stock of said company shall be one hundred thousand dollars, in shares of fifty dollars each; and as soon as one hundred shares or more of the stock shall be subscribed, and five per cent. paid thereon, the subscribers of such stock, with such other persons as shall associate with them for that purpose, their successors and assigns, shall be and they are hereby declared and created a body corporate and politic, by the name and style of "Madison Hydraulic Company," with perpetual succe- **Capital stock.** **Name and style of company.**

sion, and by that name shall have all the privileges, franchises, and immunities incident to a corporation; they shall be capable in law of contracting and being contracted with, suing and being sued, defending and being defended in all courts and places; they shall be capable in law of purchasing, holding, selling, leasing and conveying, estate personal, real or mixed, so far as the same may be necessary and proper for the construction, extension, management and usefulness of the works of said company, and for the good government of the same; they may have a common seal, which they may alter and renew at pleasure; and, generally, may do all and singular the matter and things which to them it may lawfully appertain, to do for the well being of the said corporation.

Affairs of company, how managed.

SEC. 3. The affairs of said company shall be managed by a board of five directors, who shall be chosen by ballot, each share of stock being entitled to one vote, the votes to be given in person, or by proxy duly authorized; which directors shall appoint one of their number president; and for the purpose of electing the first directors, the said commissioners, or a majority of them, after the stock shall be subscribed, as provided in the second section of this act, shall give ten days' notice in the manner hereinbefore mentioned, of the time and place by them appointed for the subscribers or stockholders to meet for the purpose of electing directors; and annually thereafter, on the second Monday of January, the stockholders shall meet for electing directors as aforesaid: *Provided*, that none but stockholders shall be elected directors; and that previous to the first election, the commissioners hereinbefore named, shall elect one of their number president, and they may perform all the duties, and be invested with all the powers of directors.

Election of directors.

Shall have power to establish rules and by-laws.

SEC. 4. A majority of said board of directors shall constitute a quorum for the transaction of business. They shall have power to make and establish by-laws, rules, orders and regulations, as may be necessary for the management of the affairs of said company; to make such covenants, contracts and agreements, with any person or persons, co-partnership, or body politic whatever, as the execution and management of the works, or the convenience and interests of the company require.

Privileges.

SEC. 5. The said company shall have power and the exclusive right and privilege of building waterworks in the village of Madison, for supplying water to said village and its inhabitants, to be taken from the Fourth Lake, and

making all excavations, and completing such other work as may be necessary to carry water in pipes through all the streets, alleys, avenues, highways, squares and commons now in said village, or that may be added thereto; to erect hydrants, fountains, and all such other works for use and ornament as may be deemed necessary or proper.

SEC. 6. If said company shall not within three years from the passage of this act, commence the construction of said works, and fully complete the same within two years from the commencement of the same, so far as to put them in successful operation, then the rights and privileges and powers of said corporation under this act, shall cease, and be null and void. When company to complete works.

SEC. 7. If from any cause an election for directors shall not be held at the time specified therefor, the same may be held at any other time upon ten days notice, given in the manner heretofore named; and until such election the directors of the preceding year shall continue to act; and this charter shall not be avoided by reason of any irregularity or want of such election; and in case of vacancy from the death or resignation of any director, his place may be filled by the board of directors. Elections.

SEC. 8. The stockholders holding a majority in value of the stock, may, at any annual or special meeting, increase the capital stock of said company to an amount not exceeding two hundred thousand dollars. May increase capital stock.

SEC. 9. The property of every individual inserted in said corporation shall be liable to be taken in execution for the payment of his or her debts in such manner as is or may be provided by law. *Provided*, all debts due the company shall be first paid. Individual property liable.

SEC. 10. The said company are hereby authorized in their corporate capacity to borrow any sum or sums of money, from any person or persons, corporations or body politic of any kind, and make and execute in their corporate name all necessary writings, notes, bonds, or other papers, and make, execute, and deliver such securities in amount and kind as may be deemed expedient by said corporation, for all purposes necessary in carrying out the objects of said company; and the official acts of said company are hereby declared binding in law and equity upon said corporation, and upon all other parties to such contracts. May borrow money.

SEC. 11. If any person shall knowingly or wilfully break, injure, or destroy, or cause to be done any act whatever, and thereby injure or destroy any building, machinery, fountains, pipes or structures of any kind, or any thing ap- Penalty for injury done to works.

pertaining to the works of said corporation, or whereby the same may be stopped, obstructed, or in any manner injured, the person or persons so offending shall be deemed guilty of a misdemeanor, and being thereof duly convicted, shall be punished by a fine or imprisonment, or by either, at the discretion of the court: *Provided*, such criminal prosecution shall not in any wise impair the right of action of said company, for damages by a civil suit hereby authorized to be brought for any such damage or injury as aforesaid, by and in the name of said corporation, in any court having competent jurisdiction.

SEC. 12. This act shall be in force from and after its passage; and in case of a violation by the company of any of its provisions, the State may resume all and singular the rights and privileges hereby granted.

SEC. 13. This act shall be favorably construed to effect the purposes thereby intended, and the same is hereby declared to be a public act, and copies thereof printed by authority of the State shall be received as evidence thereof in all courts and places.

Approved, February 22, 1854.

Chap. 73. An Act to amend an act entitled "An Act to incorporate the town of Platteville," approved February 19, 1841.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

Amendment. SECTION 1. Section one of an Act entitled "An Act to incorporate the town of Platteville," approved February 19, 1841, is hereby amended so as to read as follows:

All of section number fifteen, of township number three north, of range number one west of the fourth principal meridian, in the county of Grant, shall hereafter be known and distinguished by the name of the village of Platteville, and the inhabitants residing, or who may hereafter reside within the said limits are hereby constituted a body corporate, by the name of "the President and Trustees of the village of Platteville," and by that name, they and their successors, forever hereafter shall and may have perpetual succession, and shall be persons, in law, capable of suing and being sued, and pleading and being impleaded, answering and being answered unto, defending and being defended, in all courts and places, and in all suits whatsoever: *Provided*, that no tract of land of twenty acres or more, within said limits, occupied exclusively for farming purpo-

Proviso.