

# ACTS

OF THE

## STATE OF TENNESSEE,

PASSED AT THE SECOND SESSION OF THE

THIRTY-FIFTH GENERAL ASSEMBLY,

FOR THE YEARS

1868-69.

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1869.

SEC. 6. *Be it further enacted*, That this Act take effect from and after its passage, and the inventory hereinbefore provided for, to be taken of the stock, machinery, fixtures, materials, unfinished work, tools on hand, on the first day of July next.

F. S. RICHARDS,  
*Speaker of the House of Representatives.*  
D. W. C. SENTER,  
*Speaker of the Senate.*

Passed February 19, 1869.

## CHAPTER LI.

AN ACT to Incorporate the Tennessee Manufacturing Company and for other purposes.

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee*, That there be, and is hereby created, a body politic and corporate, to be known in law as the Tennessee Manufacturing Company, to have succession and a corporate existence for the term of ninety-nine (99) years, with the power and authority of contracting and being contracted with, suing and being sued, of pleading and being impleaded, and to be endowed with all the right, privileges and immunities appertaining to other incorporations granted by the State, provided, however, that none of the powers hereby granted shall be so construed as to authorize the issuance of notes for circulation, or in any wise engaging in the business of banking. Legal powers,  
etc.

SEC. 2. *Be it further enacted*, That the capital stock of said company shall be One Million Dollars, divided into shares of one hundred dollars each, the same to be considered in law as personal property, to be transferable on the books of the Company, and then only when the shareholder shall not be indebted to it for unpaid calls or installments or otherwise, unless it be with the consent of the Company had through its Directory. Capital Stock

SEC. 3. *Be it further enacted*, That the following persons, viz: S. D. Morgan, Jas. M. Hamilton, A. G. Adams, Byrd Douglass, R. H. Gardner, T. A. Atchison, Geo. Thompson, John M. Hill, A. F. Goff, A. V. S. Lindsley, J. W. Wilson, C. K. Winston, A. H. Commiss'ers.

**Commiss'ers.** Hicks, Samuel Pritchett, B. S. Rhea, B. R. McKennie, K. J. Morris, A. S. Colyar, D. F. Carter, J. M. Bass, Thos. Harding, J. W. Allen, Felix Demorille, M. Burns, Jno. Kirkman, Wm. Nichol, Sr.; Andrew Hamilton, Thos Farrell, J. H. Buddeke, Samuel Watkins, J. Bloomstein, Jas. H. Hendrick, T. M. Buck. N. McClure, W. W. Berry, F. N. Cheatham, Jas. Whitworth, John M. Lea, W. A. Cheatham, John H. Williams, W. R. Elliston, Abram Demoss, R. C. McNairy, Hugh Douglass, W. H. Evans, F. Furman, J. L. Yaryan, Henry Yeatman, Daniel Hillman, J. Sax, Matt McClung, A. G. Sanford, Jessie Warren, W. Simmons, Anson Nelson, W. D. Talbot and J. E. Manlove or any three or more of them may act as Commissioners for receiving subscriptions to the stock of said Company, either by opening books publicly, or otherwise, to regulate and fix the amount of the first installment to be paid on the same, the remaining calls or installments to be made by the Directory hereinafter provided for, and to do all other acts essential to the organization of the Company.

To receive  
subscriptions

Business pri-  
vileges.

**SEC. 4.** *Be it further enacted,* That the said Company shall have the right of engaging and employing its capital and credit in any industrial, mechanical or manufacturing pursuit it may deem advisable, to purchase, rent, lease, receive in gift or hold security for debts due it, or to become due it, such real, personal or mixed estate as it may deem expedient for conducting its operations, and to erect buildings and other necessary or useful appendages, create, maintain and operate motive power, the same to use for its own purposes, or to sell, rent, lease or dispose of otherwise at its pleasure.

Election of  
Directors.

Voting.

**SEC. 5.** *Be it further enacted,* That when the amount required to make its organization legal, and which shall not be less than Fifty Thousand Dollars, is subscribed for, the shareholders, may elect or appoint a Board of Directors, to consist of not less than three nor more than nine from their own body, the number thus to be elected or appointed to be decided on at the meeting held by the stockholders to organize the Company; in all elections held by the shareholders, the rate of voting shall be one for each share, provided, however, that no stockholder shall vote either in person or by proxy, who is in arrears in payment of any installment due on his or her stock, and that in case of

default in payment of any calls made said default continuing for the term of three months or more, the amount previously paid on such stock may be declared by the Directory as forfeited to the Company, or it may be sued for and recovered, as any other debts may be. Stock forfe'd.

SEC. 6. *Be it further enacted,* That the Board of Directors shall appoint one of its own body as President, who, with the concurrence of a majority of the Directors, may appoint all other officers, agents and servants of the Company, and may also make such by-laws as are necessary, as well as to establish or adopt a corporate seal, the same altering or changing, at its pleasure. President and other officers.

SEC. 7. *Be it further enacted,* That the Pulaski Manufacturing Company be, and the same is hereby incorporated and to be known as the Pulaski Manufacturing Company, with all the privileges, rights and immunities granted to the Tennessee Manufacturing Company. Pulaski Manufacturing Co

SEC. 8. *Be it further enacted,* That Nicholas C. Buford, John L. Brandon, Sam'l Orr, A. J. McKimmin, Charles C. Abernathy, John C. Brown, James McCollum, A. M. Carter, W. F. Ballentine and J. P. May, Commissioners. be, and the same are hereby appointed Commissioners to receive subscriptions to the capital stock of said Pulaski Manufacturing Company, and to perform all other acts allowed to the Commissioners of the Tennessee Manufacturing Company.

SEC. 9. *Be it further enacted,* That J. O. Shackelford, W. T. Shackelford, Dorsey B. Thomas, J. T. Winfrey, Bushrod Johnson, Edward Saunders and S. H. Kennedy, are hereby made Commissioners for raising subscriptions for the capital stock of a Company to be known as the Bark Extracting Company, which said Commissioners and said Company, when organized, shall have all the rights, powers and privileges and immunities given and bestowed on the Tennessee Montgomery Company herein described and set forth, and they may organize under the same rules prescribed for said Company, and with all the powers vested in said Company. Bark Extracting Company.

SEC. 10. *Be it further enacted,* That there is hereby chartered and made a body politic or corporation, to be known in law as the Sparta Mills Company, with all the rights, privileges and immunities hereby granted to the Tennessee Manufacturing Company, and that Robt. H. Gardner, J. W. Manier, W. H. Evans, Dr. Tho. Snodgrass, Gen'l G. G. Dibrell, Sam'l D. Morgan, Thos. Sparta Mills Company.

W. Evans and Hugh Douglass are made Commissioners for organizing the said Company.

Sevier Bank,  
etc.

SEC. 11. *Be it further enacted*, That an Act passed January 12, 1869, chartering a bank of discount and deposit at Bristol, Tennessee, be so amended as to locate the Sevier Bank at Chattanooga, Tennessee, and the name of W. J. Pollard be stricken out [as] one of the incorporators.

Lookout Wa-  
ter Company.

SEC. 12. *Be it further enacted*, That George H. Hazelhurst, — Ketchum, A. M. Johnson, Thos. Webster and J. W. James, and their associates and successors be, and they are hereby incorporated a body corporate and politic, under the name and style of the Lookout Water Company, with all the rights, powers and privileges granted to, and subject to all the rules, restrictions and penalties imposed upon the Chattanooga Water Company by Act of the General Assembly of the State of Tennessee, entitled "An Act to incorporate the Carthage Bridge Company," and for other purposes, passed March 11, 1868, chapter 91.

Home Savings  
Ba'k of Mem-  
phis.

SEC. 13. *Be it further enacted*, That Wm. E. Green, W. W. Colman, Sam'l H. Jones, Frank Pope, and their associates, successors and assigns be, and they are hereby created a body politic and corporate under the name and style of the Home Savings Bank of Memphis, at Memphis, Tennessee, with all the rights, benefits and privileges, and subject to the same liabilities and restrictions contained in the charter creating the Tennessee Savings Institution, passed May the 9th, 1866.

Gallatin Br'h  
Turnpike Co.

SEC. 14. *Be it further enacted*, That Wm. Dodd, J. C. Rodemer, T. McKinley and others, their associates, successors and assigns be, and they are hereby constituted and appointed a body politic and corporate by the name and style of the Gallatin Branch Turnpike Company, for the purpose of building a turnpike road from Gallatin in the county of Sumner *via* the Ridge, to the Kentucky State line, and by the same name shall sue and be sued, plead and be impleaded in all courts of law or equity, and shall have and use a common seal and change the same at pleasure.

Rights, pow-  
ers and privi-  
leges.

SEC. 15. *Be it further enacted*, That all the rights, powers, privileges and immunities, subject to the same restrictions and liabilities as provided for in the Act incorporating the Gallatin and Cumberland Turnpike Company, and amendments thereto, be and the same are hereby extended and given to the said Gallatin Branch Turnpike Company, and said Company may purchase the road-bed of the Gallatin and Ridge road, or locate a new one as they may deem best; *Provided*,

no State aid shall be granted said Turnpike Company.  
This Act to take effect from and after its passage.

F. S. RICHARDS,  
*Speaker of the House of Representatives.*

P. P. C. NELSON,  
*Speaker of the Senate.*

Passed February 19, 1869.

## CHAPTER LII.

AN ACT to Repeal Section Nine of Chapter 118 of An Act entitled "An Act to Incorporate Nashville and Edgefield Street Railroad Company," which Ninth Section is Amendatory of Section 41 of An Act passed May 14, 1866, entitled 'An Act to Establish a Metropolitan Police District, and to provide for the government thereof, and for other purposes.'

SECTION 1. *Be it enacted by the General Assembly of the State of Tennessee,* That section nine of chapter one hundred and thirteen of An Act entitled "An Act to incorporate the Nashville and Edgefield Street Railroad Company," which ninth section is amendatory of section forty-one of An Act to establish a Metropolitan Police District and to provide for the government thereof, be and the said ninth section is hereby repealed.

SEC. 2. *Be it further enacted,* That the office of Clerical Commissioner and Financial Commissioner, as the same appears in section seventh of said Act of May 14, 1866, be and the same are hereby abolished and declared vacant as far as the same applies to the city of Nashville, and that all the duties hereafter imposed upon said Commissioners by said Act of May 14, 1866, shall, in all respects, be performed by the Superintending Commissioner of the Metropolitan Police for the city of Nashville so far as the same may be necessary; *Provided, however,* that said Commissioners' salary, as now allowed by law, shall, in no respects, be increased by virtue of the performance of any said duties.

Clerical and  
Fin'l Com'ers  
of Nashville  
abolished.

SEC. 3. *Be it further enacted,* That all laws and parts of laws in conflict with this Act be and the same are hereby repealed, and that this Act take effect from and after its passage.

F. S. RICHARDS,  
*Speaker of the House of Representatives.*

P. P. C. NELSON,  
*Speaker of the Senate.*

Passed February 20, 1869.