

Chapter 170.

An Act to amend the charter of the North Western Iron Company, and to repeal an act amendatory thereto.

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

Charter
amended.

SECTION 1. An act entitled, "an act to incorporate the North Western Iron Company," approved February 9th, 1854, is hereby so amended that no person shall be eligible to the office of director of said company, who is not, or who shall not be, at the time of his election or appointment, a stockholder in said company; and whenever any director or officer of said company, ceases to be a stockholder in said company, he shall cease to be such director or other officer in said company, and the vacancy created by such disability, may be filled in such manner as may be prescribed by the charter or by-laws of said company.

SEC. 2. The act entitled an act to amend an act, to incorporate the North-Western Iron Company, approved March twenty-eight, eighteen hundred and fifty four, is hereby repealed.

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

Approved March 12, 1855.

Chapter 171.

An Act to incorporate the Janesville Manufacturing and Hydraulic Company

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

Created body
corporate.

SECTION 1. J. B. Doe, Chauncy P. King, J. D. Rixford, Ira Miltimore and J. F. Willard, and such other persons as shall associate with them and become stockholders pursuant to the provisions of this act, shall be, and are hereby created and made a body politic and corporate, in fact and in name, by the name and style of the "Janesville Manufacturing and Hydraulic Company," with perpetual s

cession, and by that name shall have all the privileges, franchises, and immunities incident to a corporation, to wit: they shall be capable in law of purchasing, holding, leasing and conveying estate, either real, personal, or mixed; and in their corporate name may sue and be sued, may have and use a common seal, which they may alter at pleasure, and, generally, may do, all and singular the matters and things which they are authorized by law to do for the interest and well-being of said company: *Pro-* Proviso.
vided, The real estate to be held by this corporation at any one time shall not exceed one hundred thousand dollars.

SEC. 2. The persons named in the first section of this act, or a majority of them, shall be commissioners to open books and receive subscriptions to the capital stock of said company, at such times and places as they shall deem expedient, and whenever the amount of five thousand dollars of such capital stock shall be subscribed for and distributed, and five per cent. paid thereon, said commissioners shall call a meeting of the stockholders of said company, by giving, at least, twenty days notice thereof in two or more newspapers published in the county of Rock, for the purpose of electing five directors of said company, who shall immediately proceed to elect one of their number president, and annually thereafter the stockholders shall meet for the election of directors as aforesaid, on a like notice to be given by the president or secretary in two or more newspapers of the county as they may deem proper: *Provided*, That if from any cause an election Commissioners to open books of subscription to capital stock.
shall not be held at the regular time specified therefor, the same may be held at any other time on notice as aforesaid; and that 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 in, or want of such election, and in case of a vacancy in the board of directors, the same may be filled by appointment of a majority of the board until the next annual election thereafter. Proviso.

SEC. 3. The business of said company shall be managed by a board of five directors, who shall be stockholders, and shall be chosen by ballot; the vote may be given in person or by proxy duly authorized; each share of stock shall be entitled to one vote. The directors shall make such by-laws, rules and regulations, not inconsistent with the constitution and laws of this state, as may be necessary for the well-ordering of the affairs of said company, and Board of directors.

**May appoint
certain officers.**

a majority of said directors shall form a quorum for the transaction of business for the company. In the absence of the president, the board may appoint a president pro tem. The board shall also appoint a secretary and treasurer who shall give bonds to be approved by the board for the safe keeping and faithful disbursement of all moneys coming into his hands, and all such other officers, clerks, agents, mechanics, laborers and servants, as they shall deem necessary, in their discretion, from time to time, to attend to, and transact or execute all the affairs and business of the said company, and fix their compensation.

Capital stock.

SEC. 4. The capital stock of said company shall be one hundred thousand dollars, and shall be divided into shares of one hundred dollars each, and the directors, or a majority of them, shall have power to call for such installments on each share as they may determine necessary for the interests of the company, and in case of a failure on the part of any one of the members of said company, or their assignee or assignees, to pay said installment when required, or within thirty days thereafter, all the interest they may have or possess in said company, shall be forfeited to the members thereof: *Provided*, That six weeks notice, either in writing of such case shall be given, or in some one of the newspapers printed in Janesville. Shares shall be deemed personal property, and the property of the company only, shall be liable for its debts.

Proviso.

Powers of corporation.

SEC. 5. Said corporation shall have power to manufacture farming implements, steam engines, mill gearings, and in general all kinds of machinery and articles which said company may deem it necessary for its interest to manufacture; may construct dams, canals, water-ways and reservoirs, flumes and races; build mills, machine shops, or any other fixtures their business may demand, on any lands which are now or may be hereafter owned by said company. The business office of said company shall be kept in the city of Janesville, at which place all the meetings, for the transaction of the business of the company, shall be held. The manufacturing department of said company shall also be located within or near said city of Janesville.

Further power of said company.

SEC. 6. The said company shall have power to elevate the water of the Rock river, or such portion thereof as may be necessary, at any point within, or not to exceed two miles from the said city of Janesville, to any height they may deem necessary for the purpose of supplying

said city with water, by hydrants or otherwise, to protect it from the ravages of fire, as well as to afford a plentiful supply for domestic and other purposes; and also to construct fountains, reservoirs and other necessary works, on any lands they may now or hereafter own; to make and lay conduits, pipes or tunnels, for the conveyance of water under and along highways, streets, lanes, alleys and sidewalks, or lands, or any of them, in said city of Janesville, or within two miles of the same, to put fire-plugs, or hydrants, at such places as they may deem convenient for the public use, and the same from time to time to renew or repair, leaving at all times, during the progress of said work one half of said street or alley unobstructed, and immediately after laying said pipes or conduits, restore the said street, alley or lands through which the same may pass, or which has been dug up or opened, to its former condition. And further, said company shall have the sole privilege to grant to all persons whomsoever, to all bodies corporate and politic, the privilege of using said water so introduced as aforesaid, in such manner and upon such terms and conditions, and in such quantities respectively, as they shall think fit.

SEC. 7. If any person or persons shall wilfully pollute said water by throwing or depositing in any pipe, or tunnel, hydrant, reservoir or fountain, conducting or containing the same, any impure, unwholesome or offensive substances, or by bathing, or washing clothes, in said reservoir, or shall injure any of the works, or machinery used in raising, containing, forcing or conducting said water, the person or persons so offending shall be liable to a fine not exceeding one hundred dollars, to the use of said company, for such and every offence, recoverable before any court of competent jurisdiction, and shall also be compelled to remove all nuisances by him or them created as aforesaid, forthwith, under the further penalty of ten dollars for every twenty-four hours said nuisance shall continue, to the use of said company aforesaid: *Provided*, Penalty for injuring property of company. *Previso.* That said fines and penalties shall not prevent said company from recovering damages, in a civil suit for any injury done to said work.

SEC. 8. This act shall take effect and be in force from and after its passage.

Approved March 13, 1855.

Chapter 172.

An Act to authorize John H. Knapp and others to keep and maintain a boom upon the Red Cedar River.

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

Authorized to maintain booms.

SECTION 1. John H. Knapp, Henry L. Stout, Andrew Tainter and Thomas B. Wilson, their executors, heirs and assigns are hereby authorized and empowered to construct, keep and maintain a boom upon the Red Cedar River, at or near their mills, situated at "Menomonee," on section twenty-six (26,) township twenty-eight (28,) range thirteen (13,) west of the fourth (4th) principal meridian, in the county of Dunn.

Proviso.

SEC. 2. Said boom shall be so constructed as to admit the free passage of logs: *Provided*, That the proprietors of said boom shall not retain the logs of other persons longer than a reasonable and sufficient time to "sort out" their own logs from the remainder of the "drive."

Penalty for injuring booms.

SEC. 3. Any person or persons who shall wilfully break or destroy said boom in whole or in part, or loose it from its moorings, shall be responsible to the proprietors thereof in an action of trespass for the amount of the damages done, in addition to the penalties already provided by law, to be recovered before any court of competent jurisdiction.

SEC. 4. This act shall be in force from and after its passage.

Approved March 13, 1855.

Chapter 173.

An Act to authorize the apportionment of school money to district number two, in the town of Spring Vale, in Columbia County.

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

SECTION 1. The district clerk of school district number two, in the town of Spring Vale, in Columbia county, is hereby authorized and required to forthwith report to the