

PRIVATE AND LOCAL LAWS

PASSED BY THE

LEGISLATURE OF WISCONSIN,

IN THE YEAR

EIGHTEEN HUNDRED AND SIXTY-SEVEN.



PUBLISHED BY AUTHORITY.

MADISON, WIS. :
ATWOOD & RUBLEN, STATE PRINTERS, JOURNAL OFFICE.
1867.

SECTION 4. This act shall take effect and be in force from and after its passage.

Approved February 20, 1867.

CHAPTER 37.

AN ACT to amend chapter 410 of the private and local laws of 1856, entitled "an act to incorporate the La Crosse hydraulic company."

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

Sec. 1 amended.

SECTION 1. Section one of chapter 410 of the private and local laws of 1856 is hereby amended, by striking out in the first, second and third lines of said section the names "Samuel T. Smith, Chase A. Stevens, William J. Gibson and Samuel D. Hastings," and inserting in lieu thereof the names "John M. Levy, Harvey T. Rumsey, T. J. L. Tyler and Charles Michel," so that said section one will read as follows:

Corporators.

"Section 1. Theodore Rodolf, John S. Simonton, John M. Levy, Harvey T. Rumsey, T. J. L. Tyler, Dougald D. Cameron, Charles Michel, A. P. Blakeslee and T. B. Stoddard (*be and they*) are hereby created a body politic and corporate, with perpetual succession, by the name and style of 'the La Crosse hydraulic company;' and by that name they and their successors shall be capable in law of contracting and being contracted with, suing and being sued, defending and being defended in all courts and places, and in all matters whatsoever, with full powers to acquire, hold and occupy and enjoy all such real and personal estate as may be necessary and proper for the construction, extension and usefulness of the work of said company, and for the proper management and good government of the same, and they may have a common seal, and the same may be altered and renewed at pleasure."

Name and powers.

Sec. 2 amended.

Section 2 of chapter 410 of the private and local laws of 1856 is hereby amended, by striking out in the fifth line of said section the words "twenty-five," and inserting in lieu thereof the word "fifty," so that said

section will read as follows: "Section 2. The corporation hereby created shall have full power and authority, and the exclusive right and privilege, of building water-works in the village and city of La Crosse, for supplying water to said city or village, for the period of fifty years from the passage of this act." Further powers.

SECTION 2. Section 4 of chapter 410 of the private and local laws of 1856 is hereby amended, by striking out in the third, fourth and fifth lines of said section the names "Samuel T. Smith, Chase A. Stevens, William J. Gibson, Samuel D. Hastings," and inserting in lieu thereof the names "John M. Levy, Harvey T. Rumsey, T. J. L. Tyler, Charles Michel," so that said section will read as follows: "Section 4. The property and concerns of said corporation shall be managed and conducted by a board of nine directors, and Theodore Rodolf, John S. Simonton, John M. Levy, Harvey T. Rumsey, T. J. L. Tyler, Dougald D. Cameron, Charles Michel, A. P. Blakeslee and T. B. Stoddard shall be the first directors of said corporation, and shall continue in office until others shall be chosen. The first election of directors shall be held on the first Tuesday in April, A. D. 1867, and annually thereafter, at the city of La Crosse, at one o'clock P. M. of such day; but if it shall at any time happen that an election of directors shall not be made on the day when pursuant to this act it ought to have been made, the said corporation shall not for that cause be deemed to be dissolved, but it shall be lawful on any other day to hold and make an election in such manner as shall be provided for in the by-laws of said corporation." Sec. 4 amended.

Board of directors.

First election of directors.

SECTION 3. Section six of chapter 410 of the private and local laws of 1856 is hereby amended, by inserting after the words "La Crosse," in the third line of said section, the words "and south of the town line between townships No. fifteen and sixteen," so that said section will read as follows: "Section 6. Said company shall have the power to enter upon and examine any lands within ten miles of the present city or village [of] La Crosse, and south of the town line, between townships fifteen and sixteen, for the purpose of finding and procuring pure water, (doing no unnecessary damage to any such lands,) for the purpose of conducting and conveying such water to and within said village, or any part of the same, as the same now" Sec. 6 amended.

May enter upon lands, &c.

is or may be hereafter enlarged or extended under its present or any other name or style whatever, to be furnished for the use of the citizens of the territory above described and referred to, or for the uses and purposes of any incorporation, municipal or otherwise; and for that purpose the said company are hereby fully authorized and empowered to convey any water so found and procured, to or within any portion of the territory aforesaid, along, through or under any street, highway, lot or lots, field or fields, farm or farms, land or lands of any person or persons whatever; and for that purpose may enter into, go upon and occupy so much of any lot or lots, field or fields, farm or farms, land or lands, and make any or all necessary excavations, embankments, ditches, sluices, culverts, structures and other things, and construct, deposit or lay down or imbed thereon or thereunder, and perpetually maintain the same in good repair, any pipe, aqueduct, channel or other medium, and the bed thereof, by which to conduct and convey any such water from any one or any number of places or sources, and may from time to time make any and all needful repairs and renewals thereof, paying the owners or occupants, severally, of any lands, lots, farms or fields so entered upon or into for any purposes aforesaid, such amount for damages as shall be agreed upon or determined in the manner hereinafter provided, and doing no unnecessary damage thereto, or to any such highway or street; *and provided*, the consent to use any water so found and appropriated shall be obtained from the owner in fee of the land on which such spring is found."

To pay for
damages.

Sec. 9 amended.

SECTION 4. Section nine of said chapter is hereby amended, by inserting after the word "capacity," in the second line of said section, the following: "to make, issue and sell their bonds to any amount, not exceeding the said capital stock, and to sell and dispose of the same on such terms and to such persons as may be determined upon by said corporation, and also," so that said section will read as follows: "Section 9. The said corporation are hereby authorized and fully empowered, in their corporate capacity, to make, issue and sell their bonds to any amount, not exceeding their said capital, and to sell and dispose of the same on such terms and to such persons as may be determined upon by said corporation, and also to borrow any

May issue
bonds, &c.

sum or sums of money from any person or persons, corporation or body politic of any kind, and make and execute in their corporate name all necessary writings, notes, bonds, mortgages 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 in carrying out the objects of this company; and the official acts of said company are hereby declared binding in law and equity upon all other parties to such contract."

SECTION 5. This act shall take effect and be in force from and after its passage.

Approved February 20, 1867.

CHAPTER 38.

AN ACT to amend section 4 of chapter 262 of the private and local [general] laws of 1865, authorizing T. B. Sheldon and William Howe to keep and maintain a ferry across the Mississippi river, in the county of Pierce.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. Section 4 of chapter 262 is hereby amended, so as to read as follows: "The said T. B. Sheldon and William Howe, their associates or assigns, shall within two years after the passage of this act, file or cause to be filed with the clerk of the board of supervisors of the county of Pierce, a bond to the said board, with two or more sureties, in the penal sum of one thousand dollars, conditioned that they will fulfill all the duties imposed upon them by this act; and in case of their failure so to do, they shall forfeit all the benefits that might accrue to them from its passage."

When bond to be filed.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved February 20, 1867.