

**Proviso.**

or swine, three cents a mile; and for every score of neat cattle, four cents a mile: *Provided*, That persons going to and returning from military parade at which they are required by law to attend, and persons going to or returning from funerals, shall be exempt from toll, and no toll shall be exacted of any person while actually going to or returning from any religious meeting on Sunday.

**Penalty for damage to road.**

Sec. 12. If any person shall willfully and knowingly, obstruct, break, injure, or destroy the road so to be constructed by said company, or any part thereof, or any work, building, or fixture, attached to or in use upon the same, belonging to the said company, such person or persons so offending, shall each of them, for every such offence, be liable in a civil suit for the recovery of damages by said company by an action of debt, in any court having competent jurisdiction in the county wherein the offence shall have been committed, and shall also be subject to indictment, and upon conviction, shall be punished by fine and imprisonment, or either, at the discretion of the court.

**May increase capital stock.**

Sec. 13. The directors of said company, at any annual or special meeting of the stockholders, with the consent of a majority of amount of such stockholders, [may] provide for such increase of the capital stock of said company, as may be found necessary to complete said road in such sections as may have been actually commenced but remain in an unfinished state for want of means for completing the same.

Sec. 14. This act may be altered or amended by any future legislature of the state of Wisconsin.

Sec. 15. This act shall take effect from and after its passage.

J. McM. SHAFTER,

*Speaker of the Assembly.*

E. B. DEAN, JR.,

*President pro tem. of the Senate.*

Approved, April 13, 1852.

LEONARD J. FARWELL.

[*Published May 10, 1852.*]

## Chap 286

An Act to incorporate the Union Protection Insurance Company.

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

SECTION 1. F. G. Tibbits, N. W. Dean, A. J. Ward, Chauncey Abbott, T. J. Gordon, E. B. Dean, Jr., David Atwood, Beriah Brown, A. Botkin, W. R. Taylor, L. J. Farwell, Edward Hsley, H. A. Tenney, Geo. B. Smith,

N. B. Eddy, Wm. C. Wells, B. F. Hopkins, L. W. Hoyt, Simeon Mills, Lucius Cannon, E. M. Williamson, and all such persons as shall become stockholders in the capital stock hereinafter mentioned, their successors and assigns, shall be, and are hereby constituted and made a Created a body corporate. body politic and corporate, by the name and style of the "Union Protection Insurance Company." The office of said company shall be at or in the immediate vicinity of the village of Madison, Wisconsin.

SEC. 2. The capital stock of said company shall not exceed one hundred and fifty thousand dollars, and shall be divided into shares of fifty dollars each, and there shall be paid into the treasury of said corporation by each subscriber to the capital stock at the time of subscription, an installment of five per cent. on the stock by him subscribed, the remainder to be paid, or secured to be paid on real estate or other securities as the commissioners hereinafter mentioned shall deem sufficient, and until one thousand shares of said stock is subscribed for and paid, or secured to be paid as aforesaid, said company shall not commence business. Capital stock.

SEC. 3. The stock, property, and affairs of said corporation shall be managed and conducted by nine directors, who shall divide themselves into three classes. The term of the first shall expire on the first Monday of April succeeding their election, or as soon thereafter as others are elected in their stead. The annual election of three directors shall be held on the first Monday in April in each year, at such time and place in the village of Madison, Wisconsin, as the majority of the directors shall appoint, notice of which election shall be given in some public newspaper printed and of general circulation in this state. Said election shall be held under the direction of three stockholders appointed by the directors, and directors shall be elected by a plurality of the votes of stockholders and their proxies, allowing one vote for each share of stock. Board of directors.

SEC. 4. It shall be the duty of the directors, on organizing the company, and annually thereafter, to choose out of their number, a president, and they may also elect in the same manner, a vice president, who shall perform the duties of president in case of his death, absence, or inability to act. To elect president.

SEC. 5. Nathaniel W. Dean, Benjamin F. Hopkins, and Simon Mills, shall be commissioners to receive subscriptions to the capital stock of said company, and when the said stock shall be subscribed and paid, or secured to be paid as mentioned in the second section of this act, the commissioners shall call a meeting of the stockholders by Commissioners to receive subscriptions.

an advertisement published at least twenty days previously, in some newspaper published at Madison, Wisconsin, stating the time and place at which such meeting of the stockholders shall be held, and shall by ballot elect the first directors of said company. Said commissioners shall act as inspectors of said election, and if there shall be any deaths or resignations among the commissioners above appointed, then the remainder shall elect others to supply the vacancies so occasioned.

Powers to take risks.

SEC. 6. The said company shall have power to make all and every insurance connected with marine risks and the risks of transportation and inland navigation, also upon dwelling houses, stores, and all kinds of buildings, household furniture, and other property, against loss or damage by fire, and also all and every insurance appertaining or connected with life insurance, and to cause themselves to be insured when deemed expedient.

Policies, &c. to be binding.

SEC. 7. All policies of insurance or other contracts authorized by this act which shall be made and entered into by this corporation, may be with or without seal thereof, and shall be subscribed by the president or vice president, and attested by the secretary, and being so signed, executed, and attested, shall be binding and obligatory upon said corporation.

May hold estate.

SEC. 8. It shall and may be lawful for the said company to take and hold any real estate or securities mortgaged or pledged to the said company to secure the payment of any debt which may be contracted with said company, and to foreclose the same, and to purchase on sales made by virtue of any judgment at law, or by any order or decree of any court of equity, or any other legal proceedings or otherwise, to receive or take any real or personal estate in payment or towards satisfaction of any debt previously contracted and due to said company, and to hold the same until they can conveniently sell or convert the same into money or other personal property; and also to invest the capital stock or so much of the surplus profits of the said company as they deem fit, in such manner as the directors shall decide, and call in and re-invest the same so often as it shall be deemed necessary for the interest of said company.

Stock transferable.

SEC. 9. The capital stock of said corporation shall be transferable according to the rules and regulations prescribed by the directors, and every subscriber of any share or shares of said stock who shall neglect to pay the installment aforesaid, or to secure the residue of the share or shares by him subscribed, shall forfeit the same to the said

corporation, and all payments made thereon and all profits that may have arisen thereon.

SEC. 10. It shall and may be lawful for the directors of said company to make a dividend of so much of the profits of the said company as shall appear advisable, but the dividend shall not at any time exceed the amount of clear profits made by the company; but the capital stock shall be and remain unimpaired, and if the said directors shall at any time knowingly make a dividend of the capital aforesaid, they shall be individually liable for the proportion of the stock so divided, and each director present, when such dividend shall be declared, shall be adjudged consenting thereto, unless he forthwith protest against such dividend and request his protest to be entered on the minutes of the company, and give further notice to the stockholders of the declaring of such dividend by advertising his said protest in some public newspaper published at Madison, Wisconsin.

SEC. 11. The president and directors of said corporation shall have power to appoint such officers and agents as they may find necessary, prescribe their duties and require bonds for the faithful performance thereof, and may from time to time, adopt such by-laws and regulations for the business of said company as they may deem expedient.—Such by-laws and regulations not to be inconsistent with the constitution and laws of the United States or of this state.

J. McM. SHAFER.

*Speaker of the Assembly.*

E. B. DEAN, JR.,

*President pro tem. of the Senate.*

Approved, April 13, 1852.

LEONARD J. FARWELL.

[Published, April 29, 1852.]

An Act to incorporate the Milwaukee Horticultural Society.

Chap 287

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

SECTION 1. That Hans Crocker, Benjamin McVicker, R. N. Messenger, Francis Huebschmann, Lester H. Cotton, John S. Perkins, Harrison Lindington, Cyrus Hawley, S. I. Booth, Lemuel W. Weeks, Thomas Hyslop, Rufus Kirg, Francis Randall, Wm. H. Watson, George A. Tiffany, Charles P. Gifford, S. P. Beecher, I. A. Lapham, F. Stole, A. S. Fuller, their associates and successors, be and they are hereby incorporated by the name and style of the

Created a body corporate.