

## CHAPTER 289.

[Published April 25, 1863.]

AN ACT to authorize the city of La Crosse and the counties of Vernon and Richland to aid the "La Crosse, Viroqua and Mineral Point railroad company," in the construction of the La Crosse, Viroqua and Mineral Point railroad.

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

Authority to city of La Crosse and counties of Vernon and Richland to pay interest on bonds of La C., V. and M. P. R. R.

SECTION 1. The city of La Crosse and the counties of Vernon and Richland are hereby authorized and empowered to guarantee and provide for the payment of the interest on the bonds of the La Crosse, Viroqua and Mineral Point railroad company, for the period of five years, the interest on the said bonds not to exceed the rate of eight (8) per cent. per annum, and the bonds to be issued in amounts as follows, to wit: The city of La Crosse to thus guarantee the payment of, and pay the interest for five years on, two hundred thousand dollars, (\$200,000,) the county of Vernon to provide for the interest on one hundred and seventy-five thousand dollars, (\$175,000,) the county of Richland to provide for the interest on one hundred and twenty-five thousand dollars, (\$125,000,) of the bonds of the said La Crosse, Viroqua and Mineral Point railroad company.

Amounts.

May subscribe to stock of said road.

SECTION 2. The city of La Crosse and the counties aforesaid are hereby authorized and empowered to subscribe for and pay for stock in the La Crosse, Viroqua and Mineral Point railroad company, as follows, to wit: The city of La Crosse ninety thousand dollars, (\$90,000,) the county of Vernon sixty thousand dollars, (\$60,000,) the county of Richland fifty thousand dollars, (\$50,000.)

Amounts.

Payable in five annual installments, and to be applied to payment of interest on bonds.

SECTION 3. The said sums of money shall be paid to the said La Crosse, Viroqua and Mineral Point railroad company in five annual instalments, [installments,] the same to be applied in the payment of interest on the bonds of the said railroad company for the period of five years from the time when the bonds of the said company shall have been issued for the purpose of constructing the said railroad.

How bonds to be issued, and proceeds applied.

SECTION 4. The bonds issued by the La Crosse, Viroqua and Mineral Point railroad company, the in-

terest of which is to be paid by the city and counties aforesaid, shall be issued only when necessary to pay for the construction of the said railroad in sections of ten (10) miles each, and upon the completion of the said respective sections of ten miles; that is, the grading and laying of the ties and furnishing of the materials necessary for the carrying forward of said work; and the proceeds of the said bonds thus guaranteed by each county, respectively, shall be applied to the construction of such portions of said railroad as may lie in the said counties, respectively: *provided*, that so much of the surplus proceeds of the bonds thus guaranteed by the city of La Crosse, may be expended on such portions of the road as the company may deem advisable.

*Proviso.*

SECTION 5. The stock so subscribed and paid for, in compliance with the provisions of this act, shall be preferred stock, and shall take the preference of all other stock issued by said railroad company, so far as the payment of dividends on said stock shall be concerned: *provided*, that no dividend to a greater amount than six (6) per cent. upon the same shall be paid upon said stock; and when the surplus earnings of said railroad shall exceed six (6) per cent. upon such preferred stock, the same shall be paid as dividends upon any other stock the said company may issue, until the same shall reach six (6) per cent. upon said stock; then the surplus dividends shall be divided equally upon all the stock of said company.

*Stock to be preferred.*

*Dividends.*

SECTION 6. The city of La Crosse and the counties of Vernon and Richland shall, when they have subscribed to the stock provided for in this act, be entitled to one director each in the board of directors of the said railroad company; said directors to be selected by the common council on the part of the city of La Crosse, and by the boards of supervisors of the said counties, respectively, for the said counties.

*Said city and counties to be entitled to one director each.*

*How selected.*

SECTION 7. The common council of the city of La Crosse and the boards of supervisors of the said counties of Vernon and Richland, are hereby authorized and required to levy, raise and collect by tax, in addition to any other taxes to be raised in said city and counties, the sums of money annually necessary to pay for the said stock, as provided for in section two of this

*Annual tax to pay for stock.*

Bonds to be issued before collection of tax.

act: *provided, however*, that no taxes shall be collected to pay on said subscription, until the bonds shall have been issued by said railroad company for which the said city and counties, as aforesaid, have agreed to guarantee and pay the interest thereon.

If said city and counties do not subscribe, any corporation or person may.

SECTION 8. If the said city of La Crosse and counties aforesaid shall refuse or neglect to subscribe to and pay for said stock, as provided in this act, then and in that case any corporation or corporations, person or persons may, at their option, subscribe to and pay for such portions of said stock as shall remain unsubscribed for; and any corporation or corporations, person and persons taking such stock, shall be entitled to all the rights, privileges and immunities conferred upon said city and counties, as aforesaid.

Bonds to state amounts for which said city and counties are liable, &c.

SECTION 9. The bonds issued by the La Crosse, Viroqua and Mineral Point railroad company, the payment of the interest whereof, by the city of La Crosse and the counties aforesaid, as contemplated by this act, shall contain a clause setting forth, on the face of said bonds, the amount, respectively, for which the city of La Crosse and the counties aforesaid are responsible; and in no case shall this act be construed to hold the city and counties aforesaid responsible for the payment of the principal or any part thereof of the bonds of the said railroad company.

Proposition to be submitted to a vote.

SECTION 10. The question of accepting the provisions and conditions of this act, by the said city of La Crosse and counties aforesaid, shall be submitted to the people of said city and counties, respectively, at the next annual town meeting to be holden after the passage of this act; and it shall be the duty of the proper officers of the said city and the several counties, to give notice of the submissions of the said question at the said time, as in other cases, according to law: *provided*, that in case of failure from any cause of the people of the said city and counties, or either of them, to vote upon said question at the time herein mentioned, it shall be submitted to the people of said city and counties at such time or times thereafter as the common council of the said city and boards of supervisors of said counties, respectively, shall prescribe; *and provided, further*, that in case of the rejection of this proposition by the people of said city and counties, it may be resubmitted to them for their acceptance or rejection.

If rejected, may again be submitted.

tion, whenever or as often as the common council of the said city and boards of supervisors of said counties shall deem proper to do so, respectively, during the period of five (5) years from and after the passage of this act, and when so resubmitted, notice thereof shall be given as above provided.

SECTION 11. If the majority of the legal voters of the city of La crosse and the counties aforesaid, or any of them, shall vote "aid to the La Crosse, Viroqua and Mineral Point railroad," as prescribed in section 10 of this act, then the common council of the said city and the boards of supervisors of said counties, respectively, or such of them as shall vote to accept and assume the obligations and conditions of this act, are hereby authorized and required to carry out, on behalf of said city and counties aforesaid, the requirements and objects of this act.

If vote favorable to proposition, obligations to be assumed.

SECTION 12. The form of ballots to be used for submitting the question to the people of said city and counties, shall be, "for aid to the La Crosse, Viroqua and Mineral Point railroad," and "against aid to the La Crosse, Viroqua and Mineral Point railroad," and the ballots shall be cast in a separate box, and shall be canvassed as all other ballots are at general elections in this state; and all persons who are legal voters under the laws of this state, shall be entitled to vote on this question.

Form of votes, how canvassed, &c.

SECTION 13. This act shall take effect from and after its passage.

Approved April 2, 1863.

## CHAPTER 290.

[Published April 24, 1863.]

AN ACT requiring county judges and other officers therein named, to file statements from their dockets in certain cases.

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

SECTION 1. County judges, court commissioners and justices of the peace in the several counties of this state, who have failed to comply with section one of

Statements may be filed before first Monday of Nov., 1863.