

CHAPTER 364.

[Published May 8, 1863.]

AN ACT to incorporate the New gas-light company of Janesville.

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

Corporators.

SECTION 1. Hans Rees, William Hopper, Aun P. Liddleman, Thomas Mitchell, John B. Heron, William Stevenson, Hiram Merrill, Joseph Headley and Otis H. Waldo, and all such persons as shall hereafter become associated with them, by subscribing stock in the corporation hereby created, and their successors and assigns, shall be and are hereby constituted and made a body politic and corporate, by the name and style of the "New gas-light company of Janesville," and by that name shall be capable in law and equity of suing and being sued, pleading and being impleaded, answering and being answered unto, defending and being defended, in all courts and places whatsoever, in all manner of actions whatsoever, may have a common seal and alter the same at pleasure, and by the same name shall be capable of purchasing, holding and conveying any estate, real, personal and mixed, which may be necessary or convenient to the business of said corporation, or which may be taken as security for or in payment or satisfaction of any debt.

Name and powers.

Capital stock.

SECTION 2. The capital stock of said company shall be twenty-five thousand dollars, and shall be divided into shares of fifty dollars each, which shall be deemed personal property, and may be transferred in such manner as the by-laws of the company may prescribe: *provided*, that nothing herein contained shall be construed so as to prevent the property of said company from being assessed for the purposes of taxation in the city of Janesville.

Further powers.

SECTION 3. Said corporation shall have power and full and exclusive authority to manufacture, make, sell and distribute gas to be made from any and all substances or combinations thereof, from which any inflammable [inflammable] gas is obtained, in or for the purpose of lighting the city of Janesville, and all streets, alleys,

public places, buildings and places therein contained, and to erect, maintain and use all necessary or convenient works and apparatus therefor; to lay pipes to conduct the gas in and along any of the streets and avenues, subject, however, to such rules and regulations as the common council of the city of Janesville may prescribe, and to purchase and acquire of and from any person or persons or other corporation, any and all works, tools, apparatus and property in said city necessary or convenient to be used in and about said business. Said company hereby created may also, when it shall have become the purchaser and owner of the principal gas-works and apparatus of Janesville gas-light company of said city, have, enjoy and exercise all the corporate rights, franchises, powers and privileges mentioned and created in the act incorporating the last named company.

SECTION 4. The property and affairs of said company shall be managed and conducted by a board of three directors, which number may be increased to five by the by-laws, who shall be elected annually by the stockholders, each share of stock being entitled to one vote, and may be cast by the respective holders thereof or by proxy duly authorized. The directors shall be stockholders. The first election shall be at such time and place in said city as a majority of the stockholders, personally or by their proxies, shall assent to, and after that, the time and place of holding the annual elections shall be fixed by the by-laws. The election shall be by ballot, and the persons receiving the majority of the votes cast, shall be the directors, and when any vacancies shall happen from any cause, it [they] shall be filled for the remainder of the year in such manner as the by-laws shall provide, and a majority of the board shall constitute a quorum to do business.

Board of directors.

First election of directors.

SECTION 5. The directors shall annually elect one of their number president, whose duty it shall be to preside at all meetings, and do such other acts as shall be directed by the board, but in his absence a president *pro tem.* may be elected by the directors present. The directors shall have power to make and prescribe such by-laws, rules and regulations respecting the management of the property, concerns, business and stock of said corporation, (including the mode of transferring stock,) as they may deem expedient and proper. The manner

Officers, by-laws, &c.

and time of holding and calling meetings, shall be prescribed by the by-laws. The directors shall have power to appoint and employ a secretary, treasurer, and such other officers and employees as they shall think are required by the business of said company, and may remove the same at pleasure, and may fix the compensation and define the duties of all officers and employees. They shall have power to determine the time, manner and proportions in which the stockholders shall pay the money due, or an equivalent therefor, on their respective shares, and to make such rules respecting the subscribing to the capital stock, and the forfeiture or sale of shares of stock, as they shall think fit. They may also borrow money for and in the name of the corporation, and for that purpose may give the note, bond or obligation of the company, and mortgage its works, property, real and personal, and franchises, and execute and give such other securities as they think proper. If, for any cause, the election of directors shall not be held at the time appointed, the same may be held at any other time fixed by the board, and the corporation shall not fail or be dissolved by reason of any neglect or delay in electing directors, but the directors elected shall hold over till their successors are elected and accept the position.

May borrow money, &c.

Failure to elect not a loss of franchises.

Penalty for willful injury to machines, &c.

SECTION 6. If any person shall wilfully [willfully] do or cause to be done any acts whatsoever to injure any machines, pipes, structure or thing belonging or appertaining to the works of said corporation, whereby the same shall be stopped, obstructed or injured, the person or persons so offending shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by fine not exceeding three hundred dollars, or by imprisonment in the county jail for a time not exceeding one year, or both: *provided*, such criminal prosecution shall not in any way impair the right of said company to damages by civil action, which is hereby authorized to be brought for any such injury by and in the name of the corporation, in any court of the state having competent jurisdiction.

Capital stock may be increased, &c.

SECTION 7. The objects sought by the creation of this corporation cannot be attained under and by any general law of the state. This act shall be favorably construed to effect the purpose thereby intended. The

capital stock of this corporation may be increased by a vote of the stockholders at any annual meeting, or at the time for election of directors in any year.

Approved April 2, 1863.

CHAPTER 365.

[Published May 9, 1863.]

AN ACT to incorporate the Spring Green institute.

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

SECTION 1. [That] B. M. Strong, I. R. Lewis, G. W. Spencer, J. Selsby, L. W. Jones, A. Walrath, J. G. Pelton and A. Wilcox, and their associates, together with such other persons as may hereafter be associated with them, be and are hereby created a body corporate and politic, with perpetual succession, to be styled by the name and title of the "Spring Green institute," by which name they and their successors shall be ever known, and shall have power to sue and be sued, to contract and be contracted with, plead and be impleaded, to acquire, hold and convey property, real and personal, to have and to use a common seal, to alter and revise the same at pleasure, to make and alter from time to time such by-laws as they may deem necessary for the government of said institution, its officers and servants: *provided*, such laws are not inconsistent with the constitution and laws of this state; also, to have power to confer on those whom the [they] may think worthy, such honors and degrees as may comport with the objects of the institution.

Corporators.

Name and powers.

SECTION 2. The objects of said academy shall be the education of youth and adults of both sexes, and by instruction in the application of science to the various objects of productive industry, to promote industrial education; and the trustees may, as their abilities shall increase, erect departments for this object anywhere in the village of Spring Green or its vicinity, which they may deem necessary. The capital stock of

Objects of institution.

Capital stock.