

Not to obstruct navigation.

river, as prescribed in an act of the legislature of the state of Michigan, granting said Jesse Spalding the right to build a boom across the Menomonee river, as aforesaid: *provided*, such boom shall be so constructed as to admit of the passage of boats and other craft, and logs, timber, lumber and other merchandise belonging to other persons, through the same.

Penalty for injury to.

SECTION 2. Any person or persons who shall break or destroy said boom, or loose the same from its moorings, or willfully and maliciously injure the same, or any of the piers or other appurtenances thereto, shall be liable to the owners in treble the damages sustained, in an action of trespass, and shall be further liable to all the penalties prescribed by the general laws of this state for trespass.

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

Approved March 9, 1865.

CHAPTER 138.

[Published March 28, 1865.]

AN ACT to incorporate the Hustisford woolen manufacturing company.

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

Corporators.

SECTION 1. John Hustis, Charles Lovell, Mark Lovell, Rosewell Gates, Thomas Hooley and Albert Bade, and such other persons as may hereafter be associated with them as stockholders, and their successors forever, are hereby created a body politic and corporate, by the name of the "Hustisford woolen manufacturing company," with perpetual succession, and by that name shall have all the privileges, franchises and immunities incident to a corporation; shall be capable of contracting and being contracted with, of suing and being sued, defending and being defended, in all courts and places, and in all matters whatsoever; may have a common seal, and may alter and renew the same at pleasure, and by that name

Name and powers.

shall be capable of purchasing, leasing, holding and conveying all kinds of materials, patents and useful inventions, and any estate, real, personal and mixed, for the use and benefit of said corporation.

SECTION 2. The place of business of said corporation shall be the village of Hustisford, Dodge county, and state of Wisconsin. It shall have full power to manufacture all kinds of cloth, yarn, woolen goods and textile fabrics which said company may deem for its interest to manufacture, and to sell and dispose of the same at pleasure; may purchase and erect buildings and machinery for such manufacturing purposes, to be moved by water or any other motive power, on any lands in the said village, or the town of Hustisford, in said county of Dodge, which may hereafter be owned, purchased, acquired or leased by said company, and receive, make and execute to any person or persons, or body corporate or politic, any and all writings, notes, bonds, mortgages on real or personal property belonging to said company, in due prosecution of their business, or as security for the loan of money borrowed by or due from said company to any person or persons, or body corporate.

SECTION 3. The capital stock of said corporation shall not be less than twenty thousand dollars, nor more than two hundred thousand dollars. It shall be divided into shares of one hundred dollars each, and the persons named in the first section of this act, or a majority of them, shall be commissioners to procure subscriptions to the capital stock of said company, and for that purpose shall open books at such times and places as they may deem proper; and whenever the amount of twenty thousand dollars of such capital stock shall have been subscribed for, the said commissioners shall call a meeting of the said subscribers, and shall deliver to them the said books of subscription; and at such meeting the said subscribers or stockholders shall proceed to elect a board of seven directors, who shall hold their offices until their successors shall be elected, and annually thereafter the said stockholders shall meet to elect directors: *provided*, that until the first election of directors, the persons named in the first section of this act shall have full power to elect a president, and perform all the duties and exercise all

Place of business

Further powers.

Capital stock, and subscriptions to same.

Election of board of directors.

First board of directors, and their powers.

the powers of a board of directors of said company; and in case it shall happen that an election of directors shall not be held at the regular time specified therefor by the by-laws of said company, the same may be held at any other time, on notice to the stockholders, as shall be provided for by the said by-laws in case of calling special meetings of such stockholders.

Other officers, &c

SECTION 4. The board of directors, or a majority of them, shall have power to fill all vacancies that may occur among their number, also to elect a president, treasurer and secretary, and such other officers and agents as may be useful or necessary to the successful prosecution of their business, and shall also have power to fix their compensation; and the affairs of said corporation shall be managed by seven directors, who shall be stockholders, and be chosen by ballot by the stockholders in person, or by proxies duly authorized; and in all elections and in the decision of all questions acted on at any meeting of the stockholders, each share of stock shall be entitled to one vote, and a majority of the votes cast shall govern. The directors of the company, or a majority of them, shall also have full power to require adequate security from all their officers and agents, for a faithful performance of their respective duties, and may remove them and revoke their powers at pleasure.

Management.

Bonds may be required of officers.

By-laws, &c.

SECTION 5. The directors aforesaid, or a majority of them, shall also have power to make all necessary and proper by-laws, rules and regulations for the management of the business of said company, the subscription of stock, the payment of installments thereon, the issuing, assignment and transfer of stock and stock certificates, and prescribing the duties of officers; all of which by-laws, not inconsistent with the constitution and laws of this state, when duly recorded in the books of said company, shall be effectual and binding upon the officers and members of said company and all persons interested therein, as if the same formed a part of this act of incorporation. They shall also have the power to declare the forfeiture of any of said stock and all prior payments thereon, for failure to pay any such installment that shall be past due for such stock, and to relinquish any stock subscribed, and execute valid releases thereof.

Forfeiture of stock.

SECTION 6. This act shall take effect immediately, and be in force from and after its passage.

Approved March 14, 1865.

CHAPTER 139.

[Published March 28, 1865.]

AN ACT to incorporate the Whitewater seminary.

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

SECTION 1. That S. A. White, N. M. Littlejohn, George Esterly, S. C. Hall, C. F. Fish, J. S. Partridge, Ole Rossman and William DeWolf, and their associates, together with such other persons as may hereafter become associated with them, be and are hereby created a body corporate and politic, with perpetual succession, under the name and title of the Whitewater seminary.

Corporators.

Name.

SECTION 2. Said corporation shall have power to contract and be contracted with, sue and be sued, plead and be impleaded, defend and be defended, in all courts of law and equity. It shall have a common seal, and may alter or renew the same at pleasure. It shall have power to acquire, purchase, receive by gift, hold and enjoy property, real and personal, and to mortgage the same at pleasure: *provided*, the real estate to be held by this corporation at any one time, shall not exceed in value the sum of fifty thousand dollars.

Corporative powers.

Limit to real estate owned.

SECTION 3. The stock of said corporation shall be divided into shares of fifty dollars each, which shall be deemed personal property, and shall be transferred on the books of the corporation in such manner as shall be provided by its by-laws.

Stock deemed personal property, &c.

SECTION 4. When stock shall be subscribed to the amount of not less than ten thousand dollars, and one-fifth part of the same shall have been actually paid into the treasury of the board of trustees hereinafter mentioned, due notice thereof shall be given to the stockholders by the said board, and said board shall within ten days thereafter call a meeting of the stockholders, for the purpose of fixing upon a location or

When site of seminary may be fixed.