

and in default thereof, may sell and dispose of such property at public sale, and out of the proceeds thereof, may retain the amounts due upon the contract, together with costs, charges and expenses: *provided*, that public notice of such sale shall be given, by publishing a notice in two daily newspapers printed in the city of Milwaukee, for five successive days next before the day of sale, stating the time of sale and the character and amount of property to be sold.

Transfer of stock. SECTION 6. The stock of said company shall be transferable only on the books of the company.

SECTION 7. This act shall take effect from and after its passage, and be deemed a public act, and liberally construed as such.

Approved March 28, 1865.

CHAPTER 230.

[Published April 20, 1865.]

AN ACT to incorporate the Milwaukee city railway company.

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

Corporators. SECTION 1. John Plankinton, Frederick Layton, Samuel Marshall, Charles F. Ilsley and Walter S. Johnson, and their associates and successors, are hereby created and constituted a body corporate and politic, by the name of the "Milwaukee city railway company," with all the powers and authority incident to corporations, for the purposes hereinafter mentioned.

Capital stock. SECTION 2. The capital stock of said corporation shall be one hundred thousand dollars, and may be increased from time to time at the pleasure of the corporation. The capital shall be divided into shares of one hundred dollars each, and shall be issued and transferred in such manner and upon such conditions as the board of directors shall prescribe.

Board of directors. SECTION 3. All the corporate powers of said corporation shall be vested in and exercised by a board of directors, and such officers and agents as shall be appointed by the board. The coporators named herein,

First board.

shall constitute the first board of directors, and thereafter the board shall consist of five or more stockholders, who shall be chosen annually by the stockholders, at such time and in such manner as may be prescribed by the by-laws of said corporation. The directors shall hold their offices until their successors are elected and assume their duties. Vacancies which may happen in the board by death, resignation or otherwise, may be filled by the board. The board of directors may adopt such by-laws, rules and regulations for the government of said corporation and the management of its affairs and business, not inconsistent with the laws or constitution of this state or the United States, as they may think proper.

Vacancies.

By-laws, &c.

SECTION 4. The said corporation is hereby authorized and empowered to construct, maintain and operate a single or double track railway, with all necessary and convenient tracks for turnouts, side tracks and appendages, in the city of Milwaukee, and in, on, over and along such streets, highways, bridges, rivers and bayous in the present or future limits of the city of Milwaukee, as the common council of said city shall from time to time authorize and permit, in such manner and upon such terms and conditions, and with such rights and privileges, as such common council may from time to time prescribe; but said corporation shall not be liable for the loss of any baggage carried on any such railway, kept in and under the care of its owner, or his servant or agent.

May construct railway, &c.

SECTION 5. The said corporation is hereby authorized to extend any railway hereby authorized to be built, to any point or points within the limits of Milwaukee county, and with the assent of the supervisors of any town, may lay the necessary and convenient track or tracks, and maintain and operate its said railway or railways in, upon, over and along any common highway and bridge in such town, but in such manner as not to obstruct the common travel of the public over the same. In all cases where vehicles shall meet or be overtaken by the cars or carriages of such railways, either in the city or the county, such vehicles shall give way to the cars or carriages of the railway, so as not unnecessarily to hinder or detain them.

Railway may be extended.

Right of road.

SECTION 6. The said company is hereby authorized to purchase or lease the railway and rolling stock and

May purchase or lease R. and L. S. R. R.

any other property of the "River and Lake Shore city railway company," in the city of Milwaukee, or any part thereof, with all its rights and privileges, and to have and use and operate and enjoy all such railway and property and rights and privileges so leased or purchased, as fully to all intents as said "River and Lake Shore city railway company" could have, use, operate and enjoy the same, or as the corporation hereby created is or may be authorized to have, use, operate and enjoy any railway or other property constructed or owned by such corporation, and any rights and privileges granted to and had and enjoyed by it.

May sell bonds,
execute mortg-
ages, &c.

SECTION 7. It shall be lawful for the corporation hereby created, to issue and dispose of its corporate bonds, bearing interest at the rate of seven per cent. per annum, at such times and in such manner as the board of directors may from time to time determine, and to secure the same by a mortgage or mortgages, or trust deed or deeds of the company's railway and other property, or any part thereof, which mortgages or deeds, or any of them, may lawfully be made to cover and convey as well railway and property proposed to be so constructed, operated and used by said company, as railway and property at the time of making such mortgage or deed, actually constructed, operated and used by it: *provided*, that the whole amount of bonds actually issued and disposed of at any time, shall not exceed in the aggregate six thousand dollars for each mile of railway completed and operated by said company; *and provided, further*, that the issuing of any such bonds to be so secured, shall be approved by the votes of stockholders of said company owning and holding three-fifths in amount of the capital stock thereof, at a regular meeting of such stockholders, or at a special meeting called for that purpose, of which at least six days' notice shall be given by publication in some newspaper published in the city of Milwaukee.

Limit to bonds.

Approval of is-
sue of bonds.

Sale of bonds.

SECTION 8. The said company is hereby authorized to negotiate and dispose of such bonds or any part thereof, from time to time, as sufficient of its railway shall be constructed, to authorize the same under the provisions of this act, to such persons of corporations, or other parties, on such terms and at such rates as may be agreed on, any law on the subject of usury to the contrary notwithstanding.

SECTION 9. This act shall take effect and be in force from and after its publication.

Approved March 28, 1865.

CHAPTER 237.

[Published May 9, 1865.]

AN ACT to incorporate the First Baptist church and society of Manchester.

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

SECTION 1. That certain religious society formed by voluntary association in the town of Manchester, county of Green Lake, on the 10th day of November, A. D. 1860, known as "the First Baptist church and society of Manchester," and continuing in succession to the present time, having now for its trustees Hartley Thruston, George Green and Charles Howard, is hereby created a body corporate, under and by the name of "the First Baptist church and society of Manchester," with all the powers and franchises, and subject to all the provisions and restrictions which pertain to religious societies incorporated pursuant to chapter sixty-six of the revised statutes; and the said Hartley Thruston, George Green and Charles Howard are constituted the trustees of said corporation, to hold their offices for the terms for which they were respectively elected by the said society, and until their successors are duly elected.

SECTION 2. All contracts made and entered into by said society or its trustees, and all business transacted and proceedings had by them, relating to the affairs of said society, since the said tenth day of November, A. D. 1860, are hereby legalized and declared to be as valid as if at the time of making such contracts and doing such business the said society had been legally incorporated according to chapter sixty-six of the revised statutes; and the corporation hereby created shall succeed to and hold all the property, real and personal, which has heretofore been sold and conveyed to said society