

able property of this state, in the year 1864, as shall be sufficient to pay the principal and accruing interest on all certificates of indebtedness issued under authority of this act.

Annual appro-
priation.

SECTION 3. There is hereby appropriated out of any money in the state treasury, a sufficient sum to pay the principal and interest of said certificates of indebtedness whenever the same may become due and payable; and if there shall not be a sufficient amount of money in the treasury realized from the special tax levied for that purpose, to pay said principal and interest, the state treasurer shall pay the same from any money in the treasury not otherwise appropriated.

Faith of state
pledged.

SECTION 4. The faith of the state is hereby pledged for the payment of principal and interest of all certificates of indebtedness which may be issued under the provisions of this act.

SECTION 5. This act shall take effect and be in force from and after its passage.

Approved April 2, 1864.

CHAPTER 362.

[Published April 23, 1864.]

AN ACT in relation to suits and proceedings by and against joint stock companies.

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

Process may be
served on president.

SECTION 1. Any joint stock company or association doing business in this state, consisting of seven or more shareholders or associates, may sue and shall be sued in the name of the president of such joint stock company or association for the time being, and all suits and proceedings so prosecuted by or against such joint stock company or association, and the service of all process or papers in such suits and proceedings on the president for the time being of such company or association, shall have the same force and effect, as regards the joint rights, property and effects of such joint stock company or association, as if such suits and proceed-

ings were prosecuted in the names of all the shareholders or associates, in the manner now provided by law.

SECTION 2. After judgment shall be recovered against any such joint stock company or association, as above provided, and execution thereon shall be returned unsatisfied in whole or in part, suits may be brought against any or all of the shareholders or associates, individually, as now provided by law, but no more than one suit shall be brought and maintained against such shareholders or associates at any one time, nor until the same shall have been determined, and execution issued and returned unsatisfied in whole or in part. The death, removal, resignation of officers or shareholders, or sale or transfer of stock, shall not work a dissolution of any such joint stock company or association as against the parties suing or being sued, as herein provided, or as against any creditor or person having any demand against such joint stock company or association at the time of such death, removal, resignation, sale or transfer.

But one suit to be brought against shareholder at any one time.

Death, &c. not to work dissolution.

SECTION 3. No suit or proceeding so commenced, shall abate by reason of the death, removal or resignation of such president of such joint stock company or association, or the death or legal incapacity of any shareholder or associate during the pendency of such suit or proceeding, but the same may be continued by or against the successor of such president.

Ibid. not to abate suit.

SECTION 4. The president of any such joint stock company or association shall not be individually liable, by reason of any suit or proceeding prosecuted as above provided, by or against him as the nominal plaintiff or defendant therein: *provided*, that such president shall not be exempted from any liability to which he may be otherwise legally subject, as a stockholder or shareholder in such joint stock company or association.

When not individually liable.

SECTION 5. Nothing herein contained shall be construed to confer upon any joint stock company or association mentioned in the first section of this act, any of the rights or privileges of corporations, except as herein specifically provided.

Construction.

SECTION 6. In any suit or proceeding against any such joint stock company or association, as above provided, if such president cannot be found within this state, then all process and papers in such suit or proceeding may be served upon such joint stock company

Process may be served on agent.

or association, by delivering the same to any authorized agent of such joint stock company or association, personally, in this state, with the same force and effect as if served upon such president personally.

SECTION 7. This act shall take effect and be in force from and after its passage and publication.

Approved April 2, 1864.

CHAPTER 868.

[Published April 23, 1864.]

AN ACT to amend chapter 167 of the private and local laws of 1858, entitled "an act to incorporate the village of Fox Lake."

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

- Sec. 1 amended.** SECTION 1. Section one of chapter one hundred and sixty-seven of the private and local laws of 1858, entitled "an act to incorporate the village of Fox Lake," is hereby amended, by inserting the following after the ninth line of said section: "And the following described tract of land, commencing at the center of Hamilton street, on the west line of Elizabeth street, of the plat of the village of Waushara, running thence due north twenty-eight (28) rods, thence due west on a line parallel with Hamilton street to the channel of the outlet of Fox Lake, and thence south along the channel of the outlet to Hamilton street."
- Sec. 23 amended.** SECTION 2. Section twenty-three of said chapter 167 is hereby amended, by striking out the word, "assessor," in the twelfth and thirteenth lines of said section.
- Sec. 25 amended.** SECTION 3. Amend section twenty-five of said chapter one hundred and sixty-seven, by adding thereto the following: "Whenever the street commissioner shall report to the trustees that any sidewalk in said village needs repairing, the trustees may authorize such repairs as they deem necessary to be made, by giving notice in the same manner as is described in the preceding section, and subject to the same con-