

SECTION 4. If such tunnel or underway be constructed across or under any street or highway, all owners of lots or property abutting upon that part of the street or highway occupied by such tunnel or underway, shall be entitled to recover all actual damages, if any, by them sustained to the said lots or property.

Across streets
and highways.

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

Approved April 17, 1891.

No. 220, S.]

[Published May 12, 1891.]

CHAPTER 283.

AN ACT to amend section 1775, chapter 86, revised statutes, as amended by chapter 133, laws of 1881, and chapter 70, laws of 1883, relating to corporations.

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

SECTION 1. Section 1775, chapter 86, of the revised statutes of Wisconsin, as amended by chapter 133, of the laws of 1881, and by chapter 70, of the laws of 1883, is hereby further amended by inserting therein after the word "corporation," where it occurs in the twelfth line of said section 1775, the following: "Except upon and with the assent of the holders of three-fourths of the capital stock of both the corporation proposing to take such stock, and the corporation in which it is proposed to be taken." So that said section when so amended, shall read as follows: Section 1775. Every such corporation, when so organized, shall be a body corporate by the name designated in its articles, and shall have the powers of a corporation conferred by these statutes, necessary or proper to conduct the business or accomplish the purposes prescribed by its articles, but no other or greater; and may take by gift, devise, purchase or otherwise, and

Amends sec.
1775, R. S. 1878.

May purchase
stock in other
corporation,
when.

manage and hold, convey, mortgage, lease or otherwise dispose of, at pleasure, such real and personal property of whatever kind as shall be necessary to its business or purposes, or the protection or benefit of its property, held or used for the corporate business or purposes, and such as shall be taken in payment or security for debts due to such corporation. But no such corporation shall take or hold stock in any other corporation, except upon and with the assent of the holders of three-fourths of the capital stock of both the corporation proposing to take such stock and the corporation in which it is proposed to be taken; provided, that any corporation heretofore formed or organized, or which may hereafter be formed or organized, under or in pursuance of any general or special law of this state, for the purpose of carrying on a logging or lumbering business, or for engaging in the manufacture of lumber, or the improvement of the navigation of any river or stream, for log-driving or lumbering purposes, or the running, driving, booming, sorting, brailing or rafting of logs, timber, lumber or other materials upon or down any river or stream, and any foreign corporation, formed or organized for similar or kindred purposes, may and upon the assent of the holders of three-fourths of the capital stock thereof, shall have authority to purchase, take and hold stock in, and in its corporate capacity become a subscriber to the capital stock of any other corporation or corporations foreign or domestic, created or formed for any one or more of the same or similar purposes; provided also, that any corporation heretofore formed or organized, or which may hereafter be formed or organized, under or in pursuance of any general or special law of this state, for the purpose of mining, smelting, quarrying, or any mechanical or manufacturing purpose, upon and with the assent of the holders of three-fourths of its capital stock, may and shall have power, in its corporate capacity, to subscribe for, purchase, take and hold stock in any corporation, foreign or domestic, formed for the purpose of manufacturing, creating or generating any kind of power or light to be used as a mechanical agency, when such power or light is to be used wholly, or in part, in

facilitating the operations of such mining, smelting, quarrying, or other mechanical or manufacturing company, or the transaction of its business; provided, nothing in this act shall be construed to extend or restrict the powers of railway corporations, nor to authorize railway corporations to take or hold stock in other corporations.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved April 16, 1891.

No. 335, S.]

[Published April 29, 1891.

CHAPTER 284.

AN ACT to authorize the town of Newport, in Columbia county, to construct and maintain dams and levees along and across the Wisconsin river.

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

SECTION 1. For the purpose of reclaiming lands and protecting highways subject to overflow in times of high water in the Wisconsin river, and for the purpose of improving the navigation of the Wisconsin river, in the town of Newport, in Columbia county, the said town of Newport is hereby authorized and empowered to construct, build and maintain, or aid in the construction, building and maintaining of dams and levees, along, in, and across said river.

May build
dams and
levees.

SECTION 2. The said town of Newport is hereby authorized and empowered to borrow not to exceed the sum of twenty thousand dollars, to be used in carrying out the provisions of this act, and to issue its negotiable interest-bearing bonds or certificates of indebtedness therefor, to be paid within twenty years from the time of incurring such indebtedness; provided, that the whole amount so borrowed, together with the existing indebtedness of said village, shall not, in the aggregate, exceed five per centum on the value

May borrow
money and
issue bonds
therefor.