

of said capital stock paid in, the directors of said company shall make a dividend of such nett profits among the stockholders in proportion to their respective shares, and no accumulative fund exceeding one per cent. of the profits of said company shall remain undivided for more than six months.

Penalty for wilful injury or obstruction.

SEC. 11. If any person or persons shall wilfully obstruct, or in any way spoil, injure or destroy said road or anything belonging or incident thereto, or any materials to be used in the construction thereof, or any building fixture or carriage, erected or constructed for the use or convenience thereof, such person or persons shall each be liable for every such offence to treble the damages sustained thereby, to be recovered in action of debt in any court having jurisdiction of the amount.

Penalty for neglect to provide wagon ways.

SEC. 12. Whenever it shall become necessary in the location or construction of said road to pass through the land of any individual, it shall be the duty of said company to provide for said individual proper wagon ways, and said company shall be liable to such individual in treble the amount of damages occasioned by such neglect.

FREDERICK W. HORN,

*Speaker of the Assembly.*

DUNCAN C. REED.

*President pro tempore of the Senate.*

Approved, March 13th, 1851.

NELSON DEWEY.

## Chap. 263.

An Act to authorise the laying out of a State Road therein named.

*The People of the State of Wisconsin represented in Senate and Assembly, do enact as follows :*

Commissioners appointed to lay out road.

SECTION 1. That John Stephens, Sylvester Fairbanks, and James R. Sears, be, and they are hereby appointed commissioners to lay out and establish a State Road from the north-west corner of section twenty-seven, town twenty-one, range seventeen, at a point in the State Road leading from Grand Chute in Outagamie county to Bruce's Mills, thence on the most practicable route to the outlet of Lake Shawanawin, in the county of Oconto.

Rente.

Supervisors to determine compensation.

SEC. 2. The said commissioners shall receive for laying out said road, such compensation as the supervisors of the several counties through which the road shall run, shall determine :

Provided, That no moneys in the State Treasury shall be appropriated therefor. Proviso.

FREDERICK W. HOBN,  
*Speaker of the Assembly.*

DUNCAN C. REED,  
*President pro tempore of the Senate.*

Approved, March 13th, 1851.

NELSON DEWEY.

An Act to incorporate the Fort Winnebago, Baraboo Valley and Minnesota Rail Road Company. Chap. 264

*The People of the State of Wisconsin represented in Senate and Assembly do enact as follows :*

SECTION 1. That James F. Flanders, John Taylor, James Maxwell, David Munson, Samuel R. Hamill, Timothy Kirk, Marvin C. Waite, Seth P. Angl, Robert H. Davis, Albert G. Tuttle, James M. Clark, Roswell C. Clement, Charles Armstrong, James S. Mosley, Thomas Reynolds, Henry Merrill, John A. Johnson, Timothy Burns, and Henry Carpenter be, and they are hereby appointed Commissioners, under the directions of a majority of whom, subscriptions may be received to the capital stock of the Fort Winnebago, Baraboo Valley and Minnesota Railroad Company, hereby incorporated, and they may cause books to be opened at such times and places as they may direct, for the purpose of receiving subscriptions to the capital stock of said company, first giving thirty days' notice of the times and places of taking such subscriptions, by publishing the same weekly in a newspaper printed in the county of Sauk, and also in one printed in the county of Columbia.

Commissioners to receive subscriptions to capital stock.

Notice to be given.

SEC. 2. The capital stock of said company shall be one million dollars, in shares of fifty dollars each, and as soon as five hundred shares of stock shall be subscribed, and five dollars on each share actually paid in, the subscribers of such stock with such other persons as shall associate with them for that purpose, their successors and assigns shall be, and they are hereby declared and created a body corporate and politic by the name and style of the "Fort Winnebago, Baraboo Valley and Minnesota Railroad Company," with perpetual succession, and by that name shall have all the privileges, franchises and immunities incident to a corporation; they shall be capable in law of purchasing, holding, selling, leasing and conveying estate, either real, personal or mixed, so far as the same may be necessary for the purposes hereinafter mentioned, and no further; and in their corporate name may sue and be sued,

Conditional corporate powers.