

the first Saturday of June next, at the house of Frederick Sanders.

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

J. McM. SHAFTER,
Speaker of the Assembly.
E. B. DEAN, JR.,
President pro tem. of the Senate.

Approved, April 16, 1852.

LEONARD J. FARWELL.

[*Published, June 9, 1852.*]

Chap 390

An Act in reference to appeals from Justice Courts.

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

When appellant
to recover costs.

SECTION 1. Any person in whose favor a judgment shall be rendered by a court held by a justice of the peace, and appealing therefrom, shall recover costs on such appeal: *Provided*, The said judgment, excluding costs, shall be reduced by the appellate court ten dollars.

When not to re-
cover costs.

SEC. 2. Any person in whose favor a judgment shall be rendered by a court held by a justice of the peace, and appealing therefrom, shall not on such appeal recover costs in the appellate court, unless he shall therein recover a judgment exceeding by at least ten dollars the judgment appealed from, exclusive of costs.

J. McM. SHAFTER,
Speaker of the Assembly.
E. B. DEAN, JR.,
President pro tem. of the Senate.

Approved, April 16, 1852.

LEONARD J. FARWELL.

[*Published June 2, 1852.*]

Chap 391

An Act to incorporate the Waukesha Manufacturing Company.

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

Created a body
corporate.

SECTION 1. That all such persons as shall become stockholders to the capital stock hereinafter mentioned, their successors and assigns, shall be and are hereby constituted and made a body politic and corporate by the name and style of the "Waukesha Manufacturing Company," and by that name shall be capable in law of suing and being

sued, pleading and being impleaded, answering and being answered unto, defending and being defended in all courts and places whatsoever, in all manner of actions, suits, complaints, matters, and causes whatsoever, may have a common seal and alter the same at pleasure, and by the same name shall be capable of purchasing, holding, and conveying any estate, real, or personal for the use and benefit of said corporation.

SEC. 2. The capital stock of said company shall not exceed one hundred thousand dollars, and shall be divided into shares of fifty dollars each, which shall be deemed to be personal property and may be transferred in such manner as the by-laws of the company may direct. Capital stock.

SEC. 3. Said corporation shall have power to manufacture woolen and other goods, iron and such other wares as they may deem proper, and to sell or dispose of the same at pleasure, may construct dams, canals, or water-ways and reservoirs, flumes and races on any lands which are now, or hereafter may be owned by said company, or on the lands owned by any other person or persons, first obtaining the written consent of the owner thereto; may erect buildings and machinery to be moved by water or other power; may in their corporate capacity and name make and execute to any person or persons, or body politic or corporate any and all writings, notes, bonds, or other papers of any kind and amount, as security for the loan of any money borrowed by said company, of any such person or persons, or body politic or corporate, and for any rate of interest which may be agreed upon between the parties; all of which said company is hereby authorized to do, any law of this state to the contrary notwithstanding. Powers.

SEC. 4. The property and affairs of said corporation shall be managed and conducted by a board of five directors who shall be elected annually by the stockholders, each share of stock being entitled to one vote, and may be cast by the holder thereof or by proxy duly authorized: *Provided*, That no person shall be elected director who is not a stockholder in said company: *And provided further*, That no less than three directors shall constitute a quorum for the transaction of business, but the president and secretary may transact and manage any of the affairs and business of this corporation, if not inconsistent with the by-laws of the company or objected to by one or more of the directors. Board of directors.

SEC. 5. The said directors shall annually after their election, elect one of their number president, whose duty it shall be to preside at the meetings of the board, but in Powers of directors.

case of absence of the president on any occasion the directors present may elect a president, *pro tem.* The president shall in addition to the aforesaid duties perform such other acts as the board may direct. Said directors may convene at such time or times as they may deem proper: *Provided,* That all meetings for the transaction of business for the company shall be held at their office, which shall be located in the town of Waukeshā; they may call special meetings of the stockholders at any time on giving ten days' notice in some newspaper published in the county of Wauke-ha; they shall have power to elect a treasurer and secretary and such other officers as they may deem necessary for the convenient transaction of the business of the company, and may remove the same at pleasure; they may fix the compensation and define the duties of all officers; they shall have power to decide the time, manner, and proportions in which the stockholders shall pay the money due on their respective shares, and to forfeit to the use of the company the share or shares of any person failing to pay any installment so required at a reasonable period, not less than thirty days after the time by them appointed for the payment thereof, and may adopt all necessary by-laws for the regulation and management of the company.

Proviso.

Elections.

Proviso.

SEC. 6. All elections for directors shall be held at the office of the company on the first Monday of May in each year: *Provided,* That if from any cause an election shall not be held at the regular time specified therefor, the same may be held at any other time on thirty days' notice being given to the stockholders, and until such election the directors of the preceding year shall continue to act, and this charter shall not be avoided by reason of any irregularity or want of such election: *And provided also,* That in case of a vacancy from the death or resignation of any director, his place shall be filled by the board of directors.

Subscriptions
how taken.

SEC. 7. Books for subscriptions to the capital stock of said company shall be opened at the office of William S. Hawkins, in the town of Waukeshā, on the first Monday of May next, under the inspection of Morris D. Cutler, William S. Hawkins, and Gordius H. Barstow, who are hereby constituted a board of commissioners for that purpose, a majority of whom may keep said books open from day to day until at least twenty thousand dollars of said stock be subscribed for; whereupon the said commissioners shall deliver to the subscribers for said stock said books, and the said subscribers shall proceed to elect the board of directors as is provided in section four of this act.

SEC. 8. The stockholders shall be liable in their individual capacity for all debts contracted by said company. Individual liability.

SEC. 9. This act shall take effect and be in force from and after its passage.

J. McM. SHAFER,
Speaker of the Assembly.
E. B. DEAN, JR.,
President pro tem. of the Senate.

Approved, April 17, 1852.

LEONARD J. FARWELL.

[Published June 22, 1852.]

An Act to incorporate the Racine, Janesville, and Mississippi Rail Road Company.

Chap 392

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

SECTION 1. Charles S. Wright, Marshall M. Strong, Samuel G. Bugh, James Catton, Peter Campbell, Henry S. Durand, James H. Earnest, John Dickson, Daniel Lawson, William J. Allen, S. S. Barlow, James Neil, and Wm. A. Lawrence, shall be and they are hereby appointed commissioners, under the direction of a majority of whom, subscriptions may be received to the capital stock of the Racine, Janesville and Mississippi Rail Road 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 by publishing the same in one newspaper printed at Madison, and one in the village of Janesville, and one in the city of Racine. Commissioners.

SEC. 2. The capital stock of said company shall be three million dollars, in shares of one hundred dollars each, and as soon as three 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 "Racine, Janesville and Mississippi Rail Road 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, real, personal, or mixed, so far as the same may be necessary for the purposes hereinafter mentioned; and in their corporate name Capital stock Created body corporate.