

ten or more, four cents each; for freight, lumber and merchandise not with team, per barrel, ten cents; per one hundred pounds freight, five cents; per one hundred feet of lumber, fifteen cents.

SECTION 3. If any person or persons shall, after <sup>Penalty.</sup> the establishment of said ferry, set up or keep or maintain any ferry, or shall carry any person, goods or chattles [chattels] for hire or pay across the Mississippi river, from or to any place on the Wisconsin side or shore of said river within three miles of the points above specified, every such person shall for every such offence forfeit and pay the sum of ten dollars, to be recovered before any justice of the peace of said county of Pepin, by and for the use of any person who shall sue for the same: *provided*, that nothing herein con- <sup>Proviso.</sup> tained shall be deemed or construed to prevent any person who resides within the limits aforesaid [aforesaid,] on the east bank of said river, from the right of making use of his own boats in transporting himself and property across the same at pleasure.

SECTION 4. This act shall take effect and be in force from and after its passage.

Approved March 31, 1863.

## CHAPTER 329.

[Published May 2, 1863.]

AN ACT to amend chapter 218 of the private and local laws of 1859, entitled "an act to amend chapter 394 of the laws of 1851, entitled 'an act to incorporate the Madison mutual insurance company.'"

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

SECTION 1. Chapter two hundred and thirteen of <sup>Who deemed members.</sup> the private and local laws of 1859, entitled "an act to amend chapter three hundred and ninety-four of the laws of 1851, entitled 'an act to incorporate the Madison mutual insurance company,'" is hereby amended, so as to read as follows: "Section 1. The third section

of chapter 894 of the laws of 1851, entitled 'an act to incorporate the Madison mutual insurance company,' is hereby amended, so as to read as follows: 'Section 3. Every person who shall at any time become interested in said company by insuring therein, and the heirs, administrators or assigns of said persons continuing to be insured therein agreeably to the provisions of this act, where a premium note has been given on account of the per centage paid for premiums on such insurance subject to assessment, shall be deemed and taken to be members of said company for and during the term specified in their respective policies, and no longer, and shall at all times be concluded and bound by the provisions of this act. The company shall have power, in their discretion, to make any and all insurance which it is or may hereafter be authorized to make, to any person or persons with whom it may agree to that effect, for a specific (*of*) premium to be paid in cash, in the same manner as insurance companies other than mutual insurance companies are accustomed to do, and in all such cases the insured shall not become members of the company, nor be in any wise entitled to any share of the profits, premiums or earnings, nor in any wise liable for the losses, debts or liabilities of said company, and all premiums received for such insurance shall be passed to the general credit of the company; and all losses growing out of said special policies shall be paid in like manner as losses under the ordinary policies of the company.

The business and property of said company shall be managed by a board of eighteen directors. The first board of directors under this act shall be elected on the third Wednesday in January, 1864, and when elected, the members of said board shall be divided into three classes, of six in each class, in the following manner: Eighteen tickets or slips of paper shall be prepared, upon six of which shall be written the words 'first class,' upon six the words 'second class,' and upon six the words 'third class.' The whole number shall be deposited in a box, which shall be thoroughly shaken, when each member shall draw from the box one ticket or slip, which shall indicate the class to which the member drawing the same shall belong. The term of those of the first class shall be three years from the

Special premi-  
ums.

Board of direc-  
tors.

Classification.

third Wednesday of January, 1864, those of the second class two years from the same day, and those of the third class one year from the same day; and at each annual election after that to be held on the said third Wednesday of January, 1864, there shall be elected six members of the said board of directors, whose term of office shall be for three years from the day of the election, and until their successors shall be elected and qualified. The directors shall be elected on the third When elected. Wednesday of January, in each year, at such hour of the day, at the village of Madison, in the county of Dane, and state of Wisconsin, as the board of directors for the time being shall appoint, of which election public notice shall be given in one or more of the public newspapers printed at Madison, at least thirty days preceding such election; and such election shall be holden under the inspection of the board of directors; and such election shall be made by ballot and by a plurality of the votes of the members then present, or their proxies, allowing one vote for every hundred dollars each member shall have insured in said company; and every member may vote in person or by proxy at his pleasure at any election of directors of said company, and his membership shall be ascertained by the records and entries in the office of the secretary of said company, and no oath shall be administered to any member offering to vote in person, or required to be attached to his appointment when offering to vote by proxy: *provided*, that no person shall be entitled to vote by proxy, if the said proxy shall have been executed more than thirty days prior to the day of the election at which it is presented.'"  
Voting by proxy.

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

Approved March 25, 1863.