

No. 60, S.]

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CHAPTER 198.

AN ACT relating to corporations and amendatory of section 1788 of the Wisconsin statutes for the year 1898.

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

Purchasers of corporate rights may re-organize.

SECTION 1. Section 1788, of the Wisconsin statutes, is hereby amended so as to read as follows. Purchasers of corporate rights may re-organize. Section 1788. Any person or association of persons, which shall have, or may hereafter, become the owner or assignee of the rights, powers, privileges and franchises of any corporation created or organized by or under any law of this state, by purchase under a mortgage sale, sale in bankrupt proceedings, or sale under any judgment, order, decree or proceedings of any court in this state, including the courts of the United States sitting herein, may, at any time within two years after such purchase or assignment, organize anew by filing articles of organization as provided in this chapter or elsewhere in these statutes respecting corporations for similar purposes, and thereupon shall have the rights, privileges and franchises which such corporation had, or was entitled to have, at the time of such purchase and sale, and such as are provided by these statutes applicable thereto. They may fix at what price, or for what number of shares, the rights, privileges, powers, franchises and property of such former corporation purchased by them shall be put into the new organization. Any railroad corporation existing under the laws of this state, with the authority or the approval of the holders of a majority of the shares

of its capital stock given either in writing or at a meeting called for that purpose, may purchase any railroad and other property, franchises, rights and immunities, in this or any other state or states, of any insolvent railroad corporation whose railroad shall be sold at mortgage sale, or in bankruptcy or upon any other judicial sale, provided that the railroad so purchased shall not be parallel or competing with any constructed railroad owned or controlled and operated by the purchasing corporation, and shall be a continuation of, or be connected with, or intersected by, a line of railroad owned, leased or operated by such purchasing corporation, or which it shall be authorized to build; and in consideration of such railroad and other property, franchises, rights and immunities, so purchased, any such purchasing railroad corporation may issue and deliver its own bonds and shares of its capital stock, in such amounts and at such prices, and on such terms and conditions, including any terms and conditions as to voting power and dividends in respect of any such stock, as shall be so approved by the holders of a majority of the stock of such purchasing railroad corporation; and any and all purchases, and issues of stocks and of bonds such as are authorized by this act, heretofore made by any railroad corporation existing under the laws of this state are hereby legalized and confirmed.

Re-organization of railroad companies, how accomplished.

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

Approved April 18, 1899.