

townships eight, in ranges thirteen, fourteen, fifteen and sixteen in Jefferson county.

SEC. 2. At which election every white male inhabitant of the age of twenty one years and upwards who shall reside in said county sixty days before said election, shall be entitled to vote in the county in which he may reside, "for new county," or "against new county," and the result of said election shall be certified by the clerk of the board of supervisors of said counties, to the Secretary of the Territory to be by him laid before the next session of the Legislative Assembly.

Qualification  
of voters.

APPROVED February 2nd, 1846.

## AN ACT to incorporate the Rochester Cemetery Company.

BE IT ENACTED by the Council and House of Representatives of the Territory of Wisconsin:

SECTION 1. That Orrin Wright, Sath Warner, Levi Godfrey, Hiland S. Hulbum, George W. Taggart, Philo Belden, Horace Frost, George Hill, William Gates, Abial Whitman, Peter Campbell, John A. Bloomer, Solomon Blood, Henry Gady, Tyler Caldwell, George W. Gamble, and Richard E. Eld, shall be, and they are hereby declared to be a body politic and corporate to be known and designated as the Rochester Cemetery Company, to be located in the town of Rochester, Racine county; and as such corporation, are hereby declared capable of suing and being sued, answering and being answered unto, pleading and being impleaded, defending and being defended against, in all courts and places, and in all suits, actions, and cause and matters whatever.

Body politic  
who to constitute.

SEC 2. Said corporation shall have power to purchase, own and hold real estate of an amount not exceeding ten acres of ground, and shall also have power to lay off the same into lots,

Powers of corporation.

aisles and forms as they may see proper. Said lots and aisles or other forms to be surveyed and designated on a plat in a specific manner, and entered at the county registry, in the same manner as provided for the registry of town plots by the laws of this Territory. Any reserves of said lots or other forms for a potters field or gratuitous burial, or for embellishment, shall be specified on the plot so recorded, and to be forever after held for those purposes so specified. All other lots not so reserved and designated, said corporation shall have power to transfer by deed, under the common seal and signature of said corporation. Said lots may be sold by the half or quarter lot, at the discretion of said corporation; but in no case shall more than one lot be sold to one person unless more should be required for the interment of such persons' family. The ground laid off and recorded by this corporation, according to the provisions of this section, shall be forever after held for cemetery purposes, and deeds given by this corporation shall grant expressly for burial purposes, and no other. Said lots shall be sold by this corporation at a value assessed by the corporation; the proceeds of such sales to be applied at the discretion of the corporation exclusively to the fencing [and] improving the cemetery ground, of which said lot or parcel is a portion, or in the purchase of personal property essential to cemetery purposes.

**SEC. 3.** This corporation shall also have power to purchase and hold personal property not exceeding in value three hundred dollars, such as is deemed by them necessary for cemetery purposes, and may also transfer the same at pleasure, applying the proceeds of such transfer to the purposes enumerated in sec. 2 of this act. They shall also have power to receive donations or subscriptions, and apply the same to the improvement or embellishment of the cemetery grounds or to the purchase of additional ground under the limitation prescribed in this act.

1b.

To have perpetual succession.

**SEC. 4.** Said corporation shall have a continued and perpetual succession, and shall have power to make a common seal and use the same at pleasure in the conveyancing of lots. Any vacancy in the number of the members of this corporation, by death or by removal from the town in which this corporation is located, shall be filled by an election by the remaining members of the corporation, from the lot owners in the cemetery ground, and on all subjects, within the province of this corporation, a majority of

the votes of the members of the corporation present at any duly notified meeting, shall be controlling.

SEC. 5. The officers of this corporation shall consist of a **Officers, &c.** president, secretary, treasurer and sexton, who shall be chosen by ballot at the first meeting of the members of this corporation, which meeting shall be notified by Orrin Wright, named in the first section of this act, by notice personally served on each member of this corporation, to be found in the town at the time of undertaking such service, at least three days previous to said meeting; and thence afterwards said officers shall be chosen and meetings called at times and in manner said corporation shall determine. The president shall preside at all meetings of the corporation; his absence being supplied by a president *pro tem*. The president shall also sign all deeds and papers for the corporation and affix its seal. The other duties of the president and the duties of the other officers shall be prescribed by the corporation.

SEC. 6. Any future legislature of the Territory or State of Wisconsin may repeal, alter or amend this act.

APPROVED Feb. 2d, 1846.

## AN ACT to organize certain towns therein named, and for other purposes.

BE IT ENACTED by the Council and House of Representatives of the Territory of Wisconsin:

SECTION 1. That all that part of the town of Yorkville, in the county of Racine, lying north of towns three north, in ranges twenty and twenty-one east, shall be and is hereby set off into a separate town, by the name of Raymond, and the first town meeting shall be held at the house of Elisha Raymond.

SEC. 2. That the ninth and tenth sections of the act entitled "an act to organize certain towns therein named," passed at the