

CHAP. 369. cutting and felling the same, injure the wires, cords, post or posts of such line of telegraphis, he or she shall not be liable to an action for damages, unless it shall appear, that the owner, in cutting and felling or in having the same cut and felled, wilfully and intentionally injured such wires, cords and posts.

Increase of capital stock. **SEC. 8.** *And be it enacted,* That it shall be lawful for any association of persons organised under this act, by their articles of association, to provide for an increase of their capital and the number of the association.

Stockholders jointly liable for debts of association. **SEC. 9.** *And be it enacted,* That the stockholders of every association organised in pursuance of this act, shall be jointly and severally personally liable for the payment of all debts and demands against such association, which shall be contracted, or which shall be, or or shall become due during the time of their holding such stock, but such liability of any stockholder shall not exceed twenty-five per centum, in amount, the amount of stock held by him, and no stockholder shall be proceeded against for the collection of any debt or demand against such association until judgment thereon shall been obtained against the association, and an execution on such judgment shall have been returned unsatisfied, in whole or in part, or unless such association shall be dissolved.

Transmitting despatches. **SEC. 10.** *And be it enacted,* That it shall be the duty of the owner, or the association owning any telegraph line, doing business within this State, to receive despatches from and for other telegraph lines and associations, and from and for any individual, for transmitting despatches, as established by the rules and regulations of such telegraph line, to transmit the same with impartiality and good faith, under the penalty of one hundred dollars for every neglect or refusal so to do, to be recovered with costs of suit, in the name and for the benefit of the person or persons sending or desiring to send such despatch.

Despatches to be transmitted in the order in which they are received. **SEC. 11.** *And be it enacted,* That it shall likewise be the duty of every such owner or association to transmit all despatches in the order in which they are received, under the like penalty of one hundred dollars to be recovered, with costs of suit, by the person or persons whose despatch is postponed out of its order as herein prescribed; *Provided, however,* that arrangements may be made with the proprietors or publishers of newspapers for the transmission, for the purpose of publication of intelligence of general and public interest out of its regular order.

Proviso.

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