

ACTS

OF THE

SESSION OF 1865-6,

OF THE

GENERAL ASSEMBLY OF ALABAMA,

HELD IN THE

CITY OF MONTGOMERY,

COMMENCING ON THE

3D MONDAY IN NOVEMBER, 1865.

LEWIS E. PARSONS, Provisional Governor until December 13, 1865.
ROBERT M. PATTON, Governor
THOMAS B. COOPER, Speaker House of Representatives.
WALTER H. CRENSHAW, President of the Senate.

MONTGOMERY:
REID & SCREWS, STATE PRINTERS.

1866.

the said corporation, as they may deem proper and need-
ful, by fines not exceeding five thousand dollars.

Approved, February 20, 1866.

No. 215.]

AN ACT

To incorporate the Bienville Water Works Company for
the city of Mobile.

SECTION 1. *Be it enacted by the Senate and House of
Representatives of the State of Alabama in General Assem-
bly convened* That W. G. Clark, John Reid, Samuel Bat-
tle, Duke W. Goodman, T. J. Riley, Jones M. Withers,
Moses Waring, C. K. Foote, Augustus Brooks, A. H.
Gordon, and such other persons as they may associate
with them, their successors and assigns, be and they are
hereby created and constituted a body politic and corpo-
rate, under the name and style of the "Bienville Water
Works Company," and by this name may sue and be
sued, plead and be impleaded, to have and use a common
seal, which they may alter or renew at pleasure, and may
enact and execute such by-laws, rules and regulations for
the government and management of the affair of said
company as they may deem expedient.

Corporators.

Name.

Privileges.

SEC. 2. *Be it further enacted*, That the object and busi-
ness of the Bienville Water Works Company shall be to
establish and construct water works within or near the
corporate limits of said city of Mobile, and to send and
distribute water throughout the said city; and said cor-
poration may purchase and hold real estate within the
county of Mobile, and any other property that may be
necessary and expedient for the carrying on of said busi-
ness, or to secure any debt that may be due said com-
pany.

Objects and
business and
powers.

SEC. 3. *Be it further enacted*, That it shall be the
duty of said company, after it shall have been organized
and gone into operation under the provisions of this act,
to establish water-works as aforesaid of sufficient capacity
to supply the demands of the corporate authorities and
inhabitants of said city with such public and private water
as they may require.

Duty of com-
pany.

SEC. 4. *Be it further enacted*, That the capital stock of
said company shall be divided into shares of one hundred

Capital stock. dollars each, amounting to one hundred thousand dollars, to be extended by additional shares to three hundred thousand dollars, as the wants of the city may require, and at the option of the stockholders; the capital stock to be paid in as said stockholders may demand.

May borrow money. SEC. 5. *Be it further enacted*, That the president and directors of said company may borrow money to carry into effect the objects and provisions of this charter, and to pledge the property of the company for the payment of the same.

Penalty for injuries. SEC. 6. *Be it further enacted*, That if any person or persons shall willfully injure or destroy any portion of the water-works, or fixtures, or other property of said company, or shall willfully deposit any offensive or unwholesome substance or matter in the reservoir, pipes, or streams supplying the same, or shall open a communication into any of the streets or other pipes conveying the same otherwise than by authority of said corporation or their lawful or authorized agents, such person or persons shall be subject to prosecution in the city or circuit court of Mobile, and on conviction held liable for all damages sustained by said corporation by reason of such act, and shall also be fined in a sum not exceeding five hundred dollars and imprisoned in the county jail not exceeding two years, at the discretion of the jury trying the same.

City authorized to take stock. SEC. 7. *Be it further enacted*, That the city of Mobile, as a corporation, is hereby authorized to take stock in this company, and in default of the incorporators availing themselves of the privileges of this charter within six months from the date of its approval, the mayor, aldermen and common council of said city may organize and become the sole incorporators under its provisions.

Term.
Proviso. SEC. 8. *Be it further enacted*, That said company is incorporated for the term of fifty years from and after the approval of this act; Provided, The provisions of the same are faithfully observed and complied with.

Approved, February 23, 1866.