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Amending the Charter of the Fair Haven Water Company.

Resolved by this Assembly, SEC. 1. That the Fair Haven Water Company be, and hereby is authorized and empowered to conduct water from the lakes and reservoirs of said company, now constructed or which may hereafter be constructed, in Maltby Park and on West Rock, through the highways of the city of New Haven, in the most direct route to the village of Fair Haven, and for this purpose may open necessary streets, lanes, and avenues, in the town of New Haven, for the purpose of laying down, sinking, or repairing such pipes or conduits for conducting such water to the village of Fair Haven.

SEC. 2. That the Fair Haven Water Company be, and hereby is authorized and empowered to supply any part of the town of New Haven with water for the same purposes, and in all respects in the same manner, and upon the same conditions, that said company is now by law authorized and empowered to supply the village of Fair Haven with water, including the power to open the grounds in any streets, lanes, avenues, highways and public grounds in said town, for the purpose of laying down and sinking or for repairing such pipes or conduits, as may be necessary for conducting and distributing water within said town of New Haven: *provided*, that the provisions of this second section shall not take effect nor be operative until adopted by a vote of the legal voters of the town of New Haven.

SEC. 3. The selectmen of the town of New Haven are hereby directed to call a meeting of the legal voters of the town of New Haven, to be held on the first Monday of September next, at which meeting the question of the adoption or rejection of the second section of these resolves shall be decided by ballot. Those in favor of the adoption shall vote "yes," and those opposed to the adoption of said section shall vote "no." Said town meeting shall be held and the votes received in the same way that town meetings for the election of town officers are held in the town of New Haven, and the ballot boxes shall be open for the reception of ballots from eight o'clock in the forenoon, until five o'clock in the afternoon of such day.

SEC. 4. It shall be lawful for the town or city of New Haven, to purchase, and the said Fair Haven Water Company is hereby authorized to sell to said town or city of New Haven, all its rights, franchises and property at any time, upon the payment to said company of the cost of the same, with the addition of ten per cent. on said sum, and a sum which shall be equal to six per cent. interest thereon, and whenever, after water shall have been introduced and distributed in the city of New Haven, by said company, if the town or city of New Haven shall vote to purchase the same, said town or city shall have the right to purchase the same from said Fair Haven Water Company, and the said Fair Haven Water Company shall sell its said rights, franchises and property to said town or city, on demand, for the consideration hereinbefore specified. *Provided*, that the mayor of the city of New Haven, and the first selectman of the town of New Haven, shall at all times be allowed to examine into all contracts entered into on the part of said company, also that they

shall be provided with duplicates of all the contracts and vouchers pertaining to the construction of said water works.

SEC. 5. If said second section shall be adopted by the town of New Haven pursuant to these resolves, and water shall be introduced into said city of New Haven, the Fair Haven Water Company shall not furnish or sell its water in said city, for a price lower than the price now charged by the New Haven Water Company, for the same purposes, unless the New Haven Water Company shall reduce its rates and charges, and then said Fair Haven Water Company shall not charge a less sum than the New Haven Water Company shall charge for similar uses. *Provided*, that this act shall not take effect if the city of New Haven, in its corporate capacity, within two years, shall vote to purchase the works, franchises and privileges of both the New Haven Water Company and the Fair Haven Water Company, at a price to be agreed on by the parties, or provided they cannot agree, by three commissioners [are] to be appointed, one by each of the parties, and the third by them jointly, and the city of New Haven is hereby authorized to make such purchase: *provided*, that the legal voters of said city at a meeting duly warned and held for that purpose shall vote so to do; *and provided further*, that this act shall not take effect until two years from the rising of this general assembly.

SEC. 6. So much of the charter of the Fair Haven Water Company as is inconsistent with the provisions of these resolutions is hereby repealed.

Approved, July 26th, 1867.

Authorizing the Town of Winchester to subscribe to the Capital Stock of the New Haven and Northampton Company.

Resolved by this Assembly, SEC. 1. That the town of Winchester, in the county of Litchfield, be, and the same is hereby authorized, and empowered to take and subscribe for such an amount of the capital stock of the New Haven and Northampton Company, not exceeding one hundred thousand dollars, in the whole, as said town shall, in any town meeting legally warned and held for that purpose, by a vote of two-thirds of the legal voters present at such meeting, vote to take and subscribe for.

SEC. 2. That said town be and is hereby authorized and empowered to borrow money upon the credit of the town, by means of its notes, bonds, or other certificates of indebtedness, to raise means to pay for such amount of the stock of said company, as it shall, under and by virtue of the authority herein granted, vote to take and subscribe for. And said town of Winchester is hereby authorized and empowered to issue bonds, notes, or other certificates of indebtedness, to an amount not exceeding one hundred thousand dollars, bearing interest at no greater rate than seven per cent. per annum, the principal of said bonds, notes, or other certificates to be payable at some certain time or times within twenty-five years from the issuing of the same, and the funds so raised on said bonds, notes, or other certificates of indebtedness, shall be used for the payment of the stock on [of] said company, which said town may vote to take and subscribe for, and for no other purpose whatever. And