

upon the sign post in New London, or by publishing the same in some newspaper, printed in New London.

RESOLVE INCORPORATING NEWTOWN AQUEDUCT COMPANY,
PASSED, OCTOBER 1803.

Upon petition of Daniel Burham, and others.

Resolved by this Assembly, That the petitioners and such persons as may hereafter associate with them, their successors, heirs and assigns be, and they are hereby constituted a corporation by the name of "*Newtown Aqueduct Company,*" and by that name to sue and be sued in all courts of record, to ordain and establish such by-laws, ordinances and regulations as shall appear necessary for the government of said company not contrary to law, subject nevertheless to be repealed by the Superior Court of this State.

That a meeting of said company shall be holden at the dwelling house of Michael Parks in said Newtown on the thirty-first day of October instant, and the annual, and other meetings of said company shall be holden from time to time as said company shall direct for the choice of necessary officers, establishing regulations, and doing the business of said company and the members of said company shall have as many votes as they hold shares or interest in said company.

Said company shall have power to purchase and hold such lands as they shall deem necessary for erecting a fountain or fountains of water and carrying the water to the petitioners dwelling houses and such others as shall wish to purchase the same, or become interested therein, and that said company may sink their logs or aqueduct on, and across the public roads, or highways, as may be most for the interest of said company provided they do not destroy or injure the public travel on such roads or highways.

Newtownship Aqueduct in New Haven, incorporated May 1809, but no action under the charter.

RESOLVE INCORPORATING THE NORWICH COLD SPRING AQUEDUCT COMPANY,
PASSED, MAY 1832.

Sec. 1. Resolved by the Senate and House of Representatives, in General Assembly convened, That William P. Eaton, Thomas Robinson, and all such persons, as are, or from time to time, may be associated with them, for the purpose of conducting water into the city of Norwich by means of subterraneous pipes, and their successors, be, and they are hereby incorporated for said purpose, by the name of "*The Norwich Cold Spring Aqueduct Company,*" and by that name shall be, and are hereby made capable in law to have, purchase, receive, possess, and enjoy to them and their successors, lands, rents, tenements, hereditaments, goods, chattels and effects of what kind or quality soever, and the same to sell, grant, demise, alien, or dispose of; and to sue and be sued, plead and be impleaded, answer and be answer-

ed, defend and be defended, in all courts in this State or elsewhere; and also to make, ordain, establish, and put in execution such by-laws, ordinances and regulations as shall be deemed necessary and convenient for the well ordering and government of said corporation, not being contrary to this act, and the laws of this State, or of the United States; and to do and execute all and singular matters and things, which to them may appertain to do, subject to the rules, restrictions, and provisions hereinafter prescribed.

Sec. 2. The capital stock of said corporation may consist of any sum, not to exceed three thousand dollars, which shall be found necessary for the purpose aforesaid, which sum shall be divided into twenty-five shares, to be held and possessed by the members of said corporation, in such manner and proportion, as by the by-laws of said corporation shall be established; which said shares may and shall be transferrable and assignable, subject to the regulations and provisions of said by-laws.

Sec. 3. There shall be a meeting of the members of said corporation, at such time before the first day of August, Anno Domini, one thousand eight hundred and thirty-two, and at such place in said city of Norwich, as the said William P. Eaton and Thomas Robinson shall appoint, by publishing a notification thereof in a newspaper, printed in said city, at least six days before said meeting; and the subsequent meetings of said corporation shall be convened in such manner, and at such time or times, as shall from time to time, be agreed on by the votes of said corporation.

Sec. 4. The members of said corporation, at any legal meeting, shall have power to appoint a chairman, treasurer, and clerk, and also three directors to manage the prudential affairs of said corporation, and such chairman, treasurer and clerk, shall continue in office until others shall be chosen in their stead; and such clerk, who shall be sworn to make true entries of the acts and proceedings of said corporation, shall duly record the votes, orders, rules and ordinances of said corporation; and when he shall be required, shall duly record all transfers of stock, which may or shall be made by the members of said corporation.

Sec. 5. Each member of said corporation, shall have right either in person, or by his attorney, lawfully authorized for that purpose, to vote in the meetings of said corporation, according to the number of shares he holds in the said capital stock, provided that the number of votes, to be given in by any one person shall in no case exceed five, and all questions shall be decided in said meetings by a plurality of votes given in as aforesaid.

Sec. 6. Said corporation, shall have full powers, and they are hereby authorized, to open the grounds in any part of the streets or highways in said city of Norwich, for the purpose of sinking or repairing such pipes, or conduits as may be necessary for conducting the water in manner aforesaid; provided, that such streets and highways, shall not be so opened as to obstruct or hinder the passing of teams and carriages therein; and after the grounds in said streets or highways, shall be opened as aforesaid, the said corporation shall be bound to repair the same as soon as may be, under penalty of being prosecuted for a nuisance.

Sec. 7. If it shall at any time be thought necessary for the purposes of this act, to sink said pipes or conduits, in the grounds of any private person or persons, and to conduct said water across the lands, or under the soil of such person or persons: the said corporation, shall by petition to the county court, at any stated, or adjourned session thereof, or at any special court to be

convened for that or any other purpose, pray for a committee to view such lands of such person or persons, and to assess the damage such person or persons may suffer, by reason of sinking said pipes and conducting said water across or under his, her, or their land or soil; which said committee, said county court, are hereby authorized to appoint; and said committee shall as soon as may be view the lands of such person or persons, and assess the damages each individual shall sustain by reason of sinking said pipes, and conducting said water across his, her, or their lands for the purpose aforesaid, and make report thereof to the same, or the next county court for New London county. And after said committee shall have viewed the lands of such person or persons, and assess said damages, said corporation may proceed to enter upon the lands of such person or persons, and to sink said pipes, without being liable to any action of trespass, or other action therefor; but if said corporation, shall neglect or refuse to pay the sum or sums assessed to each of such persons within six months after said sum or sums shall be so assessed, then said county court, may award execution or executions therefor against said corporation, in the name of the person or persons, to whom the said sum or sums shall be so assessed. And if at any time hereafter it shall be necessary for said corporation to enter upon such lands of such person or persons, to repair said pipes, any damage done to any such person or persons, shall be paid by said corporation, according to an assessment thereof to be made by any three of the civil authority of said town of Norwich.

Sec. 8. The members of said corporation in legal meeting assembled, shall have power, from time to time, by their vote, to assess taxes to be paid by the several members in proportion to their stock in said corporation, to be applied for effecting the purposes of this act; and if any member of said corporation, shall neglect to pay any tax so assessed within twenty days after the same shall have become payable, the directors of said corporation, or any two of them, shall have power to cause so much of the stock of such member to be sold at public vendue, at the sign-post in the said city, as may be necessary to pay the tax then due and neglected to be paid as aforesaid; provided, the amount of such tax, and the time of such sale, be posted up on said sign-post, twenty days before such sale.

Sec. 9. The profits and emoluments accruing to said corporation, from the sale of the water to be brought into said city in the manner aforesaid, after deducting the necessary charges and expenses, shall be divided among the members of said corporation, in proportion to their respective shares in the stock of said corporation, at such times as said members shall appoint by their vote in legal meeting. Provided, that this act may at any time be altered, or amended, at the pleasure of the General Assembly.

RESOLVE CHANGING THE NAME OF NORWICH COLD SPRING AQUEDUCT TO THAT OF THE NORWICH AQUEDUCT COMPANY—PASSED MAY 1834.

Resolved by this Assembly, That the charter of the Chelsea aqueduct company, be, and the same is hereby repealed.

Resolved, that the name of the corporation, chartered in May session, 1832, called the Norwich Cold Spring Aqueduct Company, be, and the same is hereby changed to that of "*The Norwich Aqueduct Company;*" with all the powers and privileges granted to said company by said charter, granted at said May session 1832; and also, all the powers and privileges heretofore

granted to the Chelsea aqueduct company, with a capital not to exceed ten thousand dollars, to be divided into forty shares.

AN ACT TO INCORPORATE AN AQUEDUCT COMPANY IN THE CITY OF
NORWICH—PASSED, OCTOBER 1808.

Sec. 1. *Be it enacted by the Governor and Council and House of Representatives, in General Court assembled, That Thomas Leffingwell, John Hyde, Joseph H. Strong, Uriah Tracy, Nathaniel Shipman, John Fanning, Thomas Fanning, Ebenezer Carew, Joshua Huntington, David Nevins, Hezekiah Perkins, and Calvin Goddard, and all such persons as have or shall from time to time associate with them for the purpose of conducting water to the plain between Norwich town, and Chelsea landing, and thence if they shall think fit, to said Chelsea landing, in subterraneous pipes, their successors and assigns be, and they are hereby incorporated, for that purpose, by the name of "The Norwich Plain Aqueduct Company;" and made a body politic and corporate, and by that name, shall be capable of suing and being sued, pleading and being impleaded, and may purchase and hold, sell and convey estate, real and personal, to an amount not exceeding three thousand dollars, to be holden at any one time.*

Sec. 2. The capital stock of said company may consist of five thousand dollars to be divided into shares of twenty-five dollars each, or of such less sum as said corporation may find necessary for said purpose, to be held by the members of said corporation, and assigned and transferred in such manner and subject to such regulations and restrictions as said corporation by their by-laws shall direct: And each proprietor be entitled to as many votes, in any meeting of said company as he holds shares, and may vote in person or by attorney, and all questions shall be decided by a plurality of votes.

Sec. 3. The first meeting of said company shall be holden at such time and place as shall be appointed by a notification under the hand of John Hyde, one of said company, and which shall be communicated to each member of said company; and all future meetings shall be warned and holden in such manner and at such time and place as said company shall direct.

Sec. 4. Said company shall in any legal meeting, have power to appoint a chairman, treasurer and clerk, and also three directors, to manage the prudential affairs of said company, and to make such by-laws and regulations, as shall be necessary for the due use, and improvement of the water aforesaid. And all officers chosen as aforesaid, shall continue in office until others are chosen in their place; and said clerk shall be sworn faithfully to discharge the duties of his office; and he shall record the votes, orders and proceedings of said company; and also all transfers of the stock, or interest of the proprietors in said company, and give true copies of such records, when thereto requested.

Sec. 5. Said company are hereby authorized, to open the ground in the streets and highways, in said city of Norwich, for the purpose of sinking and repairing and securing the pipes and conduits, necessary for conducting of water in manner aforesaid; and shall also have power to secure, preserve and protect the same when sunk, from injury or destruction. Provided, however, that such highways shall not be opened in such manner, as to prevent