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RESOLVES
 AND
 PRIVATE LAWS
 OF THE
 STATE OF CONNECTICUT,
 FROM THE YEAR 1789 TO THE YEAR 1836.

PUBLISHED BY AUTHORITY OF RESOLUTIONS OF THE GENERAL
 ASSEMBLY, PASSED MAY 1835 AND 1836, UNDER THE
 SUPERVISION OF A SPECIAL COMMITTEE.

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HARTFORD, CONNECTICUT



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that this grant shall be subject to be altered, amended or repealed at the pleasure of the General Assembly.

Provided that said corporation shall, on or before the first Monday in December, 1833, caused to be lodged in the office of the town clerk of said town, a certificate subscribed by the secretary or clerk of said corporation, and sworn to before a justice of the peace, containing the amount of the capital stock then paid in and belonging to said corporation, and within ten days next after any additional instalment shall be paid, said corporation shall cause a similar certificate to be lodged with said town clerk, and the said capital stock shall not be withdrawn, in whole, or in part, at any subsequent period, without the consent of the General Assembly; and if any part of the capital stock thus paid in, and certified, shall be withdrawn, without such consent, all such directors, officers, or stockholders consenting thereto, or causing the same to be done, shall and they are hereby made liable, out of their own estate, as for any other debt, for the full payment of all the debts of said corporation which cannot be collected out of the goods, chattels or estate of said corporation, and any member or officer of said corporation, whether defendant or not, on motion filed, and notice thereof given, in any proper action for such debt: shall on oath make discovery of all facts within his knowledge, regarding the alleged withdrawal of such capital, in the same manner, as would be available in a court of chancery.

RESOLVE INCORPORATING THE SHARON AQUEDUCT COMPANY —
PASSED, OCTOBER 1802.

Resolved by this Assembly, That Judson Canfield, George King, Samuel Rockwell and Cyrus Swan, and all such persons as are, or shall be, from time to time associated with them for the purpose of conducting water into the town street of Sharon, by means of subterraneous pipes, and their successors be, and they are hereby, incorporated for that purpose, and made a body politic, by the name of "*The Sharon Aqueduct Company,*" and by that name shall be capable of suing and being sued, pleading and being impleaded, and may purchase, hold, sell and convey, estate real and personal, to an amount not exceeding six thousand dollars, to be holden by said proprietors at any one time.

The first meeting of said proprietors shall be holden at such time and place in said Sharon as said proprietors shall appoint, by setting a notification on the public sign-post in said Sharon, at least twelve days before said meeting shall be holden, and the subsequent meetings of said proprietors shall be holden at such time and place in said Sharon as shall from time to time be agreed on by vote of the proprietors in legal meeting.

Said proprietors in any legal meeting shall have power to appoint a chairman, treasurer and clerk, and also three directors, to manage the prudential business of said corporation, and said officers shall continue in office until others are chosen in their stead; such clerk shall be sworn faithfully to discharge the duties of his office, and he shall record the votes, orders and proceedings of said corporation, and also all transfers of the stock of said proprietors, and shall give true and attested copies of such records when there-to required. And be it further resolved, that the stock of said corporation shall be divided into eight shares, which shall be assignable according to

such rules as shall be adopted by said proprietors in legal meeting assembled, and each proprietor shall have right, either in person or by attorney, at the meeting of said corporation, to give in a number of votes equal to his number of shares: Provided the number of votes given by one proprietor shall in no case exceed four, and all questions in said meeting shall be decided by a plurality of votes.

Said proprietors be, and they are hereby authorized, to open the grounds in the streets and highways in said town, for the purpose of sinking and repairing pipes and conduits, necessary for the conveyance of water in manner aforesaid: provided said highway shall not be opened in such manner as to prevent the passing of teams therein with convenience, and that said proprietors shall be holden to put the same again in repair, under the penalty of being prosecuted for a nuisance.

If at any time it shall be thought necessary for the purposes of this act, to sink said pipes or conduits in the ground of any private person or persons, and to conduct said water across the lands or under the soil of such person or persons, 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 which 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 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 damage each individual shall sustain by reason of sinking said pipes and conducting said water across his, her or their lands for the purposes aforesaid, and make report thereof to the same or the next county court for said Litchfield county, and after the committee shall have viewed the lands of such person or persons, and assessed 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 said persons within a reasonable time after said sums are or 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 said sum or sums shall be so assessed, and if at any time hereafter it shall be necessary for said corporation to enter upon the 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 a majority of the civil authority in said town of Sharon.

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 the purposes of effecting this act; and if any member of said corporation shall neglect to pay any tax so assessed, within twenty days after said tax shall 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 public sign-post in said Sharon, as may be necessary to pay the tax then due and neglected to be paid as aforesaid, provided the amount of said tax, and the time of such sale, be posted upon said sign-post twenty days before such sale.

The emoluments accruing to said corporation from the sale of the water

to be brought into said town 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.

AN ACT TO ESTABLISH AN AQUEDUCT COMPANY IN THE TOWN OF
WINDHAM — PASSED, 1807.

Sec. 1. *Be it enacted by the Governor and Council and House of Representatives, in General Court assembled, That* Jabez Clark, Benjamin Dyer, Elisha White, John Taintor, Charles Taintor, John Staniford Jr., Benjamin Brewster, Samuel Gray, John Byrne, and Henry Webb, and all such persons as have or shall from time to time associate with them for the purpose of bringing water into the town street of said Windham in subterraneous pipes, be, and they are hereby incorporated for said purpose, and made a body politic by the name of "*The Windham Aqueduct Company,*" and by that name shall be capable of suing and being sued, and pleading and being impleaded, and may purchase and hold, sell and convey estate, real and personal, to an amount not exceeding two thousand dollars to be holden at any one time.

Sec. 2. The water if taken from a fountain already belonging to the proprietors aforesaid, in a lane by the name of Jennings lane in said Windham, shall be conveyed into the town street, and to the height of land south of the meeting house in said Windham, in the following manner, viz., from said fountain to John Taintor's, from thence to the houses of Benjamin Dyer and Jabez Clark, and from thence to the barn of Charles Taintor, and from thence to the houses of John Staniford and John Byrne, Henry Webb and Charles Taintor, on the height of land aforesaid, and from thence to the house or houses of such person or persons as shall hereafter be associated with said proprietors — always provided, that whatever expense may arise in rebuilding or repairing the cistern in said Jennings lane, or in conducting water into the same, shall be equally borne by the proprietors aforesaid, and not according to the number of shares to be subscribed by said proprietors.

Sec. 3. No branch or aqueduct except such as are already in operation shall be taken from the main branch or aqueduct described in this act, until it shall have passed the dwelling house of said Charles Taintor, unless to some out house or barn appertaining to the dwelling house of some of the proprietors before named, without the consent of each individual member of said corporation.

Sec. 4. The first meeting of said proprietors shall be holden at such time and place as said proprietors, or a majority of them shall appoint, by setting up a notification on the public sign-post in Windham, first society, at least six days before such meeting; and the subsequent meetings of said proprietors shall be holden in said Windham, as shall from time to time be agreed on by vote of said proprietors in legal meeting assembled.

Sec. 5. Said proprietors in any legal meeting shall have power to appoint a chairman, treasurer and clerk, and also three directors to manage the prudential business of said proprietors, and make such by-laws and regulations as shall be thought necessary for the due use and improvement of