

Connecticut Laws, 1871-1875

SPECIAL LAWS

OF THE

STATE OF CONNECTICUT,

COMPILED AND PUBLISHED

BY AUTHORITY OF THE GENERAL ASSEMBLY.

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FROM THE YEAR 1871 TO THE YEAR 1875, INCLUSIVE.

HARTFORD, CONN.:
PRESS OF THE CASE, LOCKWOOD & BRAINARD COMPANY.

1880.

company, persons, or corporations may apply to the superior court of Litchfield county, or to any judge of the superior court, who may by law judge the parties, causing reasonable notice, or such notice as any judge of said court may prescribe, to be given to the adverse party of such application, and thereon said superior court or such judge shall appoint three disinterested judicious persons, who shall, after reasonable notice to the parties [assess just damages, if any, to the respective owners or parties] interested in the premises so required and taken for the purposes of this act, which assessment shall be in writing under the hand of such persons, and shall be returned with the application to the clerk of said superior court, who shall record it, and said company shall pay to such owner or parties the damage assessed, and when so paid may enter upon the premises and may proceed to the construction of said works; or in case the owners or parties aforesaid cannot then be ascertained, shall pay the same within thirty days to the treasurer of the county of Litchfield, to be by him paid to such person or persons as said court shall direct.

SEC. 10. The occupant of any house, or building, who shall take the water of said company, shall be liable for the price or rent of the same; and the agents of the company entrusted with the superintendence of the work may, at all reasonable times, enter all premises so supplied, to examine the pipes and fixtures and prevent any unnecessary waste, and if any person shall, without the consent of the said company, use any of the said water, an action of trespass on the case may be maintained against such person or persons by said company, for the recovery of damages therefor.

SEC. 11. If any person or persons shall willfully, wantonly, or maliciously divert the water, or any part thereof, of any of the aqueducts, reservoirs, streams of water, water courses, or water sources which shall be taken, used or constructed by said company, or shall corrupt the same, or render it impure, or commit any nuisance therein, or shall bathe within the limits that shall be taken or prescribed by said company under the provisions of this act, or shall destroy or injure any aqueduct, pipe, reservoir, conduit, hydrant, machinery, building, structure, or other property held, owned, or used by said company by the authority or for the purpose of this act, every such person or persons shall be liable to said company in treble damages therefor.

SEC. 12. This resolve may be altered, amended, or repealed at the pleasure of the general assembly.

Approved, June 17, 1873.

**Validating the Organization of the Simsbury Water Company,
And Authorizing an Increase of Its Capital Stock.**

Whereas, doubts have arisen in regard to the validity of the organization of the Simsbury Water Company, by reason of the failure, through inadvertence or misapprehension, of the persons named as incorporators in the charter of said company to give due notice of the time and place of opening books to receive subscriptions for the capi-

tal stock of said company; and to act as a board of directors for the term of one year from the date of the act incorporating said company, as therein authorized and directed:

And whereas, a greater amount than is authorized by law is found to be necessary, and has been subscribed for as capital stock of said company; and the subscribers therefor have become organized by the election of a board of directors and other officers, as provided by said act of incorporation, therefore,

Resolved by this Assembly: That the charter of said company shall not be invalidated by reason of said neglect or failure on the part of said incorporators, or by reason of any of the above-recited facts; but the organization of said company, the choice of directors, and all acts done under and by virtue of said organization, and in pursuance of the powers granted by said act of incorporation, are hereby ratified and confirmed, and declared to be valid and legal.

Resolved further, That said Simsbury Water Company be and they are hereby authorized and empowered to increase their capital stock to an amount not exceeding twenty thousand dollars. .

Approved, June 17, 1873.

Incorporating the Borough of West Stratford.

Be it enacted by the Senate and House of Representatives in General Assembly convened: SECTION 1. That all the electors of this state, inhabitants of the town of Stratford, county of Fairfield, residing within the following limits, viz: commencing at a point on the boundary line between said town and the town of Bridgeport, five hundred feet northerly from old Mill street, so called; thence easterly parallel to and five hundred feet north of said old Mill street, to Bruce's brook, so called, in said town of Stratford; thence southerly in center of said brook to the waters of Long Island Sound, at the mouth of said brook; thence westerly on the southern boundary of said town to the boundary line between said town and the town of Bridgeport; thence northerly on said boundary line to the place of departure, be, and they are hereby, ordained, constituted, and declared to be, from time to time and forever hereafter, a body politic and corporate in fact and in name, by the name of the Borough of West Stratford, and by that name they and their successors, inhabitants and electors of said town within the limits aforesaid, shall have perpetual succession, and be a person in law capable of suing and being sued, pleading and being impleaded in all courts and in all suits of what nature soever, and of purchasing, holding, and conveying, any estate, real or personal, and of having a common seal, which they may alter at pleasure, and every such elector who shall have continuously resided within said limits six months shall thereafter, while such residence continues, and while his name is registered on the list of voters as hereinafter provided, be entitled to vote at all meetings of said borough.

SEC. 2. An annual meeting shall be held on the first Monday of December in each year, at which the voters of said borough shall elect from their number, by plurality of ballots, a warden, six burgesses, a