

SPECIAL ACTS AND RESOLUTIONS

OF THE

State of Connecticut

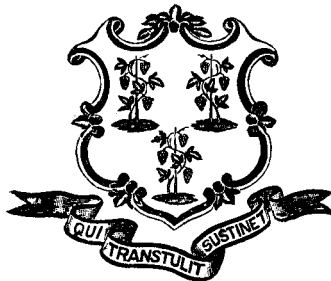
WITH

APPENDIXES.

CONTAINING

A LIST OF JOINT STOCK CORPORATIONS ORGANIZED UNDER
GENERAL LAW FROM MAY 1, 1901, TO APRIL 30, 1903,
FROM MAY 1, 1903, TO APRIL 30, 1905, AND OF OTHER
CORPORATIONS ORGANIZED UNDER GENERAL
LAW FROM JULY 1, 1901, TO JUNE 30, 1905.

VOLUME XIV—1903 AND 1905.



HARTFORD PRESS:
THE CASE, LOCKWOOD & BRAINARD COMPANY.
1905.

in the town of Branford, and between high and low water marks in the waters of Long Island sound; and the said Frances E. Bristol is also authorized to build any other sea-walls she may deem expedient, or a wharf or pier extending towards or to low water mark in front of her own land, within the following limits: Beginning at high water mark in the division line between the property of said Frances E. Bristol and Frank Pargoud; thence running south seventeen degrees two minutes east, one hundred and sixty-five feet; thence south eighty-nine degrees twenty minutes west, two hundred and nineteen feet; thence at right angles to that line north no degrees forty minutes west, three hundred and six feet to high water mark, which is the center line of Prospect street extended to high water mark; thence following high water mark back to point of beginning; provided, that the same shall not impede or obstruct navigation of the waters of Long Island sound. And all of the land heretofore described is hereby granted to the said Frances E. Bristol and her heirs and assigns forever.

Approved, May 15, 1903.

[Senate Joint Resolution No. 134.]

[265.]

INCORPORATING THE VILLAGE WATER COMPANY OF SIMSBURY.

Resolved by this Assembly: SECTION 1. That George P. McLean, L. S. Ellsworth, William H. Whitehead, and Joseph R. Ensign, all of the town of Simsbury, with all such persons as may be from time to time associated with them, for the purpose of supplying the town of Simsbury and towns adjacent thereto with a supply of pure water for public and domestic use, their successors and assigns, be and they are hereby incorporated for said purpose, by the name and style of The Village Water Company of Simsbury, 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 whatsoever kind and quality necessary to give effect to the specified purposes of said company and for the accommodation of its business and concerns, and the same to grant, sell, demise, and dispose of; to sue and be sued, plead and be impleaded, defend and be defended in all courts in this state or elsewhere; to make and have a common seal and the same to alter and renew at pleasure; to make, ordain, establish, and put in execution such by-laws as shall be deemed necessary and convenient for the well ordering and government of said corporation; and to do and execute all and singular the matters and things which to them may or shall appertain to do, subject to the rules and regulations and provisions hereinafter prescribed.

SEC. 2. The capital stock of said company shall consist of fifty thousand dollars, with the privilege of increasing the same from time

to time to any amount not exceeding one hundred thousand dollars, to be divided into shares of one hundred dollars each, which shares shall be deemed personal property, and be transferable only on the books of the company as provided by the by-laws of the company.

SEC. 3. The persons named in the first section hereof, or a majority of them, shall open books to receive subscriptions for the capital stock of said company at such times and places as they or a majority of them shall direct, and shall give such notice of the time and place of opening said books as they may deem reasonable, and shall receive said subscriptions under such regulations as they may adopt for the purpose, and in case an amount not less than two thousand five hundred dollars shall be subscribed, proceed to the organization of said company as hereinafter provided.

SEC. 4. The government and direction of the affairs of the said company shall be vested in a board of not less than five directors, or such larger number as may be determined by the stockholders at their annual meeting, which board of directors shall be chosen by the stockholders of said company in the manner hereinafter provided, a majority of whom shall be residents of Simsbury. Said directors shall hold their office until others are duly elected to take their places as directors, and the said directors, a majority of whom shall be a quorum for the transaction of business, shall elect one of their number to be president of the board, who shall also be president of said company; they shall also choose a clerk and a treasurer, which treasurer shall give bonds with security to said company, in such sums as said directors may require, for the faithful discharge of his trust.

SEC. 5. The persons authorized by the third section of this resolution to open books for subscriptions to the capital stock are hereby authorized and directed, after the amount required in said section shall have been subscribed, to call the first meeting of the stockholders of said company in such way and at such time and place as they may appoint, for the choice of directors of said company, and in all meetings of the stockholders, one share shall entitle the holder to one vote, which may be given by the stockholder in person or by lawful proxy; and the annual meeting of the stockholders of said company for the choice of directors shall be holden at such time and place and upon such notice as said company in its by-laws shall prescribe, and in case it shall so happen that an election for directors shall not be made on the day appointed by the by-laws of said company, said company shall not, for that cause, be deemed to be dissolved, but such election shall be holden on any day which shall be appointed by the directors of said company, and said directors shall have power to fill any vacancies in their own number which may occur by death, resignation, or otherwise.

SEC. 6. The directors shall have full power to make and prescribe such by-laws, rules, and regulations as they shall deem needful and proper, touching the disposition and management of the stock, property, estate, and effects of said company, the transfer of shares,

the duty and conduct of its officers and servants, the election and meeting of its directors, and other matters appertaining to its business and concerns, and may appoint as many officers and servants and with such salaries as shall to them seem necessary; and the said directors shall have power to make and declare such dividend or dividends among the stockholders, from time to time, as the profits and earnings of the business of the said company shall enable them to do.

SEC. 7. The directors of said company may require the payment of the sum or sums subscribed to the capital stock of said company at such times and in such proportions and upon such conditions as they may deem fit, and in case any stockholder shall neglect or refuse to make payment pursuant to the requisitions of the board of directors, the stock of such stockholder, or so much thereof as may be necessary, may be sold by the direction of said directors at public auction, after the lapse of sixty days from the time when the payment became due, and all surplus money, the avails of such sales, after deducting the payments due and interest thereon and necessary expenses of the sale, shall be paid over to such negligent stockholder; and the persons authorized by the third section to open books for subscriptions to the capital stock are hereby authorized and directed to act as a board of directors for one year from and after the date of this resolution, and no election for directors shall occur until the expiration of such year; and the said persons acting as directors shall have all the powers of directors, as said powers are set forth in this resolution, and shall be governed by such rules and regulations in all their acts as apply under this resolution to the directors of this company, and the said incorporators, acting as directors, shall elect such officers as in this resolution provided for to be elected by the directors, who shall have the same powers as those to be elected by the directors, and said incorporators shall, for the space of one year from and after the date of this resolution, have all the powers and privileges belonging to such directors, and may perform all of their duties.

SEC. 8. Said company shall have full power and it is hereby authorized and empowered to open the grounds in any streets, lanes, avenues, highways, and public grounds in the town of Simsbury and towns adjacent thereto, for the purpose of laying down and sinking or repairing such pipes or conduits as may be necessary for conducting to and distributing water within the town of Simsbury and towns adjacent thereto, and the said company may, for the purposes aforesaid, carry and conduct any aqueduct or other works to be by them made and constructed over or under any water course, street, turnpike road, railroad, highway, or other way, or public grounds in said town of Simsbury or towns adjacent thereto, provided they put in such water course, street, turnpike road, railroad, highway, or other way in as good condition as before the laying or constructing of said aqueduct or other works.

SEC. 9. The said company shall have full power and it is hereby authorized and empowered under the provisions of this charter to con-

struct, repair, and maintain such reservoir or reservoirs as it may deem expedient or necessary in the town of Simsbury or towns adjacent thereto and to acquire private lands by purchase or condemnation for the construction of reservoirs and pipe lines, and for the construction of such other works as ordinarily appertain to water companies; and shall have full power to take by purchase or condemnation water from the streams of Stratton brook, Hop brook, Grimes brook, and such springs and streams as contribute to said brooks or either of them, and to take water from all the streams on the west slope of Talcott mountain between the highway crossing the mountain at Terry's Plains and the Avon town line, and all streams contributory thereto lying within the towns of Simsbury and Bloomfield and the towns adjacent thereto; and shall have full power to acquire lands and streams by condemnation or otherwise for the construction and maintenance of reservoirs for the storage of water in said town of Simsbury or towns adjacent thereto, and for the construction of pipe lines, and such other works as ordinarily appertain to the construction and maintenance of water companies; and shall have full power and authority to open streets in the town of Simsbury or towns adjacent thereto, and lay down water pipes for the distribution of water to the inhabitants and corporations of said towns; and shall have full power to collect water rents from those to whom water is supplied; and also shall have full power to acquire by purchase or condemnation private lands for the establishment and construction of water mains and pipe lines for the distribution of water. The said company shall be liable to pay all the damages that shall be sustained by any person or persons or corporations in their property or estate by the taking of any land or real estate as aforesaid, or the laying of any pipes, aqueducts, reservoirs, dams, or other works for the purposes of this resolution; and if at any time it shall appear that any damage has occurred or is likely to occur to any person or persons, corporation or corporations, by the reason of taking their land or estate for the purposes of this resolution or in the construction of the works of said company, and such persons or corporations have not agreed with said company, in writing, for such damage, land or estate, the said company, persons, or corporations may apply to the superior court of Hartford county or to any judge of the superior court, who may by law judge between the parties, causing ordinary legal notice, or such notice as any judge of said court may prescribe, to be given to the adverse party of such application, and thereupon said superior court or such judge shall appoint three disinterested judicious persons, and vacancies in such numbers which may occur to be filled by such court or judge, 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 resolution, which assessment shall be in writing under the hand of said persons, and shall be final, 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 damages assessed, and when so paid may enter upon the premises and may proceed to the construction of their said works, or in case the owner or parties aforesaid cannot then be ascertained, shall pay the same within thirty days to the treasurer of the county of Hartford, to be by him paid to such person or persons as said court shall direct.

SEC. 10. The occupant of any house, tenement, 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 works 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 said company, use any of the said water, either within or without said Simsbury, 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 wilfully, 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 may be taken or prescribed by said company pursuant to the provisions of this resolution, 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 purposes of this resolution, every such person or persons shall be liable to said company in treble damages therefor.

SEC. 12. The said company shall cause to be kept at its office proper books of accounts, in which shall be fairly kept and truly entered all the transactions of the company, which books shall be at all reasonable times open for the inspection of the stockholders of the said company, and of commissioners that may be appointed by the general assembly.

Approved, May 15, 1903.

[House Joint Resolution No. 367.]

[266:]

INCORPORATING THE KILLINGLY INSURANCE COMPANY.

Resolved by this Assembly: SECTION 1. That Fred C. Burroughs, Frank T. Preston, and James M. Paine, and all other persons who may become members of the company hereby incorporated, and their successors forever, be and they hereby are constituted a body politic and corporate for the purpose of making contracts of insurance upon horses and all kinds of live stock, and upon the buildings in which