

SPECIAL LAWS

OF THE

STATE OF CONNECTICUT,

WITH AN

APPENDIX

CONTAINING A

LIST OF CORPORATIONS ORGANIZED UNDER GENERAL LAWS.

COMPILED AND PUBLISHED

BY AUTHORITY OF THE GENERAL ASSEMBLY.

VOLUME VIII.

FROM THE YEAR 1876 TO THE YEAR 1880, INCLUSIVE.

HARTFORD, CONN.:
PRESS OF THE CASE, LOCKWOOD & BRAINARD COMPANY.
1880.

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SEC. 13. This resolution shall be subject to be amended or repealed at the pleasure of the general assembly.

Approved, March 25, 1879.

Incorporating the Thomaston Water Company.

Resolved by this Assembly: SECTION 1. That Aaron Thomas, William T. Woodruff, George B. Pierpont, George A. Stoughton, Randall T. Andrews, Bennett E. Osborn, James E. Bishop, Chauncey Bidwell, Benjamin Platt, Edwin P. Parker, Noah A. Norton, Nelson Bennett, Israel B. Woodward, Ralph S. Goodwin, and Byron W. Pease, with all such persons as may hereafter associate with them for the purpose of supplying the village of Thomaston with a supply of pure water for public, domestic, and other uses, their successors and assigns be, and they are hereby, incorporated under the name and style of The Thomaston Water Company, and by that name shall be, and hereby are, made capable in law to have, purchase, receive, possess, and enjoy to them and their successors, lands, rents, tenements, and hereditaments, goods, chattels, and effects of whatever kind and quality necessary to give effect to the specified purpose of the said company, and for the accommodation of their business, and the same to grant, sell, demise, convey, and dispose of; to sue and be sued, plead and be impleaded, defend and be defended in all the courts of this state or elsewhere; to have a common seal, and the same to change and renew at pleasure; also to make, ordain, and establish such by-laws as shall be deemed necessary and convenient for the well ordering and government of said corporation, not being contrary to the laws of this state and of the United States, and to do and execute all and singular the matters and things which to them shall appertain, subject to the provisions hereinafter contained.

SEC. 2. The capital stock of said company shall be ten thousand dollars, with the privilege of increasing the same from time to time to forty thousand dollars, to be divided into shares of twenty-five 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 any five of them, shall open books to receive subscriptions for the capital stock of said company, at such times and places as they or any five 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 of not less than five thousand 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 invested in a board of not less than three nor more than seven directors, who shall be chosen by the stockholders of said company in the manner hereinafter provided; said directors shall hold their offices for one year, and until others are duly elected to take their places as directors, and the said directors, a majority of whom shall

constitute a quorum for the transaction of business, shall elect one of their number to be president of the board, who shall be president of said company; they shall also choose a secretary and a treasurer, and said treasurer shall be required to give such bonds with sureties, as said directors may require, for the faithful discharge of his trust.

SEC. 5. The persons authorized by the third section of this act 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 each share shall entitle the holders 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 their 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, until the next annual meeting.

SEC. 6. The directors shall have full power, unless the same shall be made by said company, 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, effects, and business of said company, and not contrary to the laws of this state and the United States, the transfer of shares, the duty and conduct of their officers and servants; also for the election and meeting of their directors, and other matters appertaining to their business and concerns, and may appoint and employ such officers and servants as they shall deem necessary.

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 proper, and may, on refusal or neglect of such payment, begin any proper action in the name of such company for the payment of the same, and pursue the same to final judgment.

In case any stockholders shall neglect or refuse to make payment pursuant to the requisitions of the board of directors, the stock of such stockholders, or so much thereof as shall be necessary, may be sold under the direction of said board, at public auction or otherwise, after the lapse of sixty days from the time the payment becomes due, and all surplus money, the avails of such sales after deducting the payments due the company, the interest thereon and necessary expenses of said sale, shall be paid over to such negligent stockholder.

The said directors shall have full power to make and declare a dividend or dividends among the stockholders, from time to time, as the profits and earnings of the business shall enable them to do.

SEC. 8. Said company shall have full power, and they are hereby

authorized and empowered to open the ground in any streets, lanes, avenues, highways, and public ground with the consent of the selectmen, and railroads with the approbation of the railroad commissioners, for the purpose of building, laying down, and sinking, or for repairing such pipes or conduits as may be necessary for conducting to and distributing water within the village of Thomaston as aforesaid: *provided*, they put such streets, lanes, avenues, highways, railroads, and public grounds in as good condition as before the laying or constructing of said aqueducts or other works.

SEC. 9. The said company shall have full power, and are hereby authorized and empowered, under the provisions of this charter, to construct, repair, and maintain such reservoirs as they may deem expedient or necessary; to construct dams across, repair and maintain a dam or dams across such streams as they may deem expedient or necessary, and to take such spring or springs as they may deem expedient or necessary, and to hire or rent any water, springs, or works, and to construct, repair, and maintain such pipes, canals, or aqueducts, as may be now or hereafter may become necessary or convenient for the conveyance of water to such points as they may desire in or near said village of Thomaston. The said company shall be liable to pay all the damages that shall be sustained by any person or persons, corporation or corporations, in their property or estate by the taking of any land or real estate as aforesaid, or by the taking of water from any stream as aforesaid, or the laying or building of any pipes, aqueducts, reservoirs, dams, or other works for the purpose of this act; 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 the taking their land or estate, or by the reason of taking the water from any stream or streams for the purposes of this act, or in construction of the works of said company, and such persons or corporations have not agreed with said company for such damage, land, or estate, the said company, persons, or corporations, may apply to the superior court for 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 thereupon said superior court or such judge shall appoint three disinterested judicious persons, who shall, after reasonable notice to the parties, assess just damages 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 clerk of the superior court for the county of Litchfield, to be by him paid to such person or persons as said court shall direct.

SEC. 10. The owner or 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 intrusted with the superin-

tendence of the works may, at all reasonable times, with the consent of the occupant, 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 thereof.

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 which 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 purposes of this act, every such person or persons shall be liable to said company in treble damages therefor.

SEC. 12. This act may be amended or repealed at the pleasure of the general assembly, and shall be considered to all intents and purposes a public act.

Approved, March 25, 1879.

Incorporating the Hartford Steam Company.

Resolved by this Assembly: SECTION 1. That Charles M. Pond, Erastus H. Crosby, Alfred E. Burr, Henry K. Morgan, William H. Bulkeley, Jeremiah M. Allen, Frederick R. Foster, William H. Goodrich, George S. Gilman, Carlos C. Kimball, Cassius Welles, Frank S. Brown, and Burdett Loomis, all of Hartford, with such persons as may hereafter be duly associated with them, their successors and assigns forever, be, and they are hereby, constituted a body politic and corporate, by the name of The Hartford Steam Company, and by that name shall be, and are hereby, empowered to purchase, receive, hold, possess, and enjoy, to themselves and their successors, lands, tenements, and hereditaments, goods, chattels, stocks, chosen in action, real and personal estate of every description; and also to sell, convey, grant, aliene, and dispose of the same; to sue and be sued, plead and be impleaded, in all courts of justice; to adopt and use a common seal, and the same to change at pleasure, and to enact and execute such lawful by-laws and regulations as they may deem proper for the control and well-ordering of said company.

SEC. 2. The capital stock of said company shall not be less than fifty thousand dollars, and may at any time hereafter be increased to any sum not exceeding five hundred thousand dollars, and shall be divided into shares of one hundred dollars each, and each subscriber to said capital stock shall pay into the treasury of said corporation, at the time of subscribing, an installment of ten dollars on each share of stock by him subscribed, and shall pay the remaining ninety dollars per share within one year from the time of making said subscription, in such