

TENTH SESSION, 1860-'61.

THE

ACTS AND RESOLUTIONS

ADOPTED BY THE

GENERAL ASSEMBLY OF FLORIDA,

AT ITS

TENTH SESSION,

BEGUN AND HELD AT THE CAPITOL, IN THE CITY OF TALLAHASSEE, ON MONDAY, NOVEMBER 26, 1860.

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of such default, proceed to declare the shares of stock held by the said defaulter to be forfeited to the Company, without any abatement for any payments which may have theretofore been made on the same, or the board of Directors may, at their option, omit to declare the said forfeiture, and proceed by suit against the said defaulting Stockholder for the recovery of the said instalments.

SEC. 6. *Be it further enacted,* That in addition to the powers and privileges hereinbefore granted, the said corporation shall have the right to contract, and be contracted with, to purchase and hold such real and personal estate as may be necessary to carry on the business and operations of said Company. To make insurance on vessels, freights, goods, wares, merchandize, specie, bullion, jewels, profits, commissions, bank notes, bills of exchange and other evidences of debt, bottomry and respondentia interests, and to make all and every insurance connected with marine risks, and risks for transportation and navigation; to make insurance on dwellings, houses; stores and all kinds of buildings, and upon household furniture, merchandize and other property against loss or damage by fire; to cause themselves to be re-imbursed when deemed expedient against any risks upon which they may have made or may make insurance, and further to do and perform all such acts as may be requisite and necessary in the management and control of a Marine and Fire Insurance Company: *Provided, however,* That this act shall in no wise be construed as investing said Company with banking privileges.

Objects & powers of Corporation.

Proviso.

SEC. 7. *Be it further enacted,* That the Stockholders shall have full power and authority to pass all by-laws, rules and regulations as may be requisite and necessary fully and effectually to carry out the provisions of this act and not inconsistent [with] the same.

By-laws.

SEC. 8. *Be it further enacted,* That this act shall take effect immediately after its passage, and continue in force twenty years and no longer, unless authorized by the Legislature of this State.

Limitation.

1 Passed the Senate January 29th, 1861. Passed the House of Representatives February 5th, 1861. Approved by the Governor February 13th, 1861.

CHAPTER 1,162—[No. 69.]

AN ACT to incorporate the Hydrant Water Company of Pensacola.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Florida in General Assembly convened,* That Wm. H. Judah, Wm. H. Baker, C. L. LeBaron, Chas. Gingles, R. L. Campbell, John Pinney and James Abercrombie, Jr.,

Corporators.

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Body corporate.
Name and powers.

or such persons who may be hereafter their associates (not less than ten persons, five of whom at least shall be citizens of this State) in the ownership of the Hydrant Water Company of Pensacola, be and they are hereby constituted a body politic and corporate, by the name of the Hydrant Water Company of Pensacola, and as such may sue and be sued, plead and be impleaded, answer and be answered unto, defend and be defended against in all manner of action or suits at law or in equity in any Court of this State, and may at their option have and use a common seal and the same to break, alter or renew at pleasure.

Officers.

SEC. 2. *Be it further enacted*, That said Company shall have power to appoint such Directors, President, Treasurer or other officers, to regulate and control the business affairs of said Company, as said Company may deem necessary and proper, and at such times as they may establish, and may make any by-laws and regulations for the management of said Company and its business as they may deem proper, not inconsistent with the Constitution and laws of this State.

By-laws.

Rules and regulations governing the use of water.

SEC. 3. *Be it further enacted*, That said Company may establish and ordain from time to time rules and regulations for the government of the use of water from their works, so far as respects the restraining the waste and illegal use thereof, and may recover penalties for the violation of said rules and regulations, so that such penalty shall not in any case exceed five dollars, which penalties may be recovered with costs in the name of the Company, before any Justice of the Peace in said city or the county in which the defendant resides; said rules and regulations shall be published in two or more newspapers in said city of Pensacola for at least thirty days in every year during the continuance of the same, and a copy of the same, certified by the President or other executive officer of said Company, with his affidavit of publication aforesaid, shall be received in evidence in said Courts in any case in which said Company shall be a party, and the defendant shall have the right of denying the charge made by the Company under oath in writing, and the Justice of the Peace shall decide according to the weight and credibility of the witnesses.

Persons injuring works of Company.

SEC. 4. *Be it further enacted*, That any person who shall wilfully or maliciously injure or destroy any of the works or property of said Company, or who shall wilfully or maliciously commit any act which shall injuriously affect or tend to affect the water of said Company, shall be guilty of a misdemeanor, and, on conviction thereof, shall be subject to a fine of not less than fifty nor more than one thousand dollars, at the discretion of the Court, and shall be liable to said Company for damages on the civil side of the Court in an action of trespass on the case.

Penalty.

Capital stock.

SEC. 5. *Be it further enacted*, That the capital stock of said

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Company shall be two hundred thousand dollars, to be divided into shares of twenty-five dollars each; that said Company may commence operations when the sum of twenty thousand dollars is subscribed, and this act shall be in force from the passage thereof and continue to exist for and during the time and term of twenty years.

Limitation.

Passed the Senate January 31st, 1861. Passed the House of Representatives February 4th, 1861. Approved by the Governor February 8th, 1861.

CHAPTER 1,163—[No. 70.]

AN ACT to incorporate the Pensacola Gas Light Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the State of Florida in General Assembly convened,* That William H. Judah, W. E. Anderson, C. L. LeBaron, R. L. Campbell, John ———, James Abercrombie, jr., William Hyer and James W. Hall, and their associates, and not less than ten, of whom at least five shall be residents of this State, subscribers to the capital stock of the association, intended to be hereby incorporated, and their successors, be and they are hereby made and declared to be a body corporate and politic, in deed and in law, by the name and style of the Pensacola Gas Light Company, and as such, shall have power to adopt, make and use a common seal, and the same at their pleasure to alter and renew; to make and execute such by-laws, rules and regulations, not repugnant to the laws of the State, as they may deem necessary or convenient for the government of the corporation; to have perpetual succession of members and officers, conformably to such by-laws, rules and regulations; to sue and be sued, to plead and be impleaded, in any Court of Law or Equity; to purchase, receive and hold lands, tenements, goods and chattels, and the same to sell, convey and assign, and generally to have, exercise and enjoy all such rights and privileges, and be subject to all such liabilities as are incident to bodies politic and corporate.

Corporators.

Body corporate.

Corporate powers.

SEC. 2. *Be it further enacted,* That the said corporation shall have full power and authority to manufacture and sell Gas, to be made of coal, rosin or other materials, for lighting the streets, public and private buildings, and other places in the city of Pensacola, and shall be and is hereby authorized and empowered to lay down in any and [all] of the streets, avenues, alleys, squares and public grounds of said city, Gas Pipes and other apparatus for conducting Gas through the same, and to erect therein such

Objects and powers of corporation.