

Chap. 255

An Act to incorporate the Cambridge Water-Works.

*Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows :*

Corporators.

SECT. 1. Estes Howe, Gardiner G. Hubbard, Moses M. Rice, their associates and successors, are hereby made a corporation by the name of the Cambridge Water-Works, for the purpose of supplying the city of Cambridge with water, with all the powers and privileges, and subject to all the duties, restrictions, and liabilities, set forth in the thirty-eighth and forty-fourth chapters of the Revised Statutes.

Powers, duties, &c., as in chs. 38 and 44 R. S.

City may purchase corporate rights, &c.

SECT. 2. The city of Cambridge may at any time during the continuance of the charter hereby granted, purchase the corporate property, and all the rights and privileges of the said corporation at such price as may be agreed upon between the said parties, and in case of disagreement, the supreme judicial court, upon application by either party, shall be authorized to appoint three commissioners to settle such disagreement.

In case of disagreement.

Corporation, with consent, may open ground, &c., for conducting water.

SECT. 3. The said corporation, with the consent of the mayor and aldermen of the city of Cambridge, shall have power and authority to open the ground in any part of the streets, lanes, and highways in the said city, for the purpose of conducting and distributing water through the said city. And the said corporation, after opening the ground as aforesaid, shall be held to put the same into repair under the penalty of being prosecuted as a nuisance: *provided*, that the said mayor and aldermen for the time being shall at all times have the power to regulate, restrict, and control the acts and doings of said corporation which may in any manner affect the health, safety, or convenience of the inhabitants of said city.

Mayor and aldermen may control acts and doings.

Corporation may hold real estate of \$100,000; whole capital stock not exceeding \$500,000.

SECT. 4. The said corporation may, for the purposes aforesaid, hold real estate not exceeding in value one hundred thousand dollars, and the whole capital stock shall not exceed five hundred thousand dollars.

Takes effect.

SECT. 5. This act shall take effect from and after its passage. [*Approved by the Governor, May 20, 1852.*]

Chap. 256

An Act in regard to Appraisers of Real Estate taken on Execution.

*Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows :*

When judgment debtor is absent or neglects to ap-

If at the time of appointing of appraisers of real estate taken in execution, the judgment debtor shall be absent from the Commonwealth, or not a resident therein, and