

**L A W S**

**OF THE**

**STATE OF NEW HAMPSHIRE,**

**PASSED**

**JUNE SESSION, 1855.**



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**CONCORD :**  
**AMOS HADLEY, STATE PRINTER.**  
**1855.**

affairs of the institution, *provided however*, they are not repugnant to the Constitution and laws of the State.

SEC. 9. Whenever any deposit shall be made by any minor, the trustees of said corporation, may of their own discretion, pay to such depositor such sums as may be due to him or her, although no guardian shall have been appointed for such minor, and the check, receipt or acquittance of such minor shall be as valid as if the same was executed by a guardian of said minor, or said minor was of full age, if such deposit was made personally by said minor, nor shall said corporation be charged as trustees in any action, on account of any deposit made by any minor.

SEC. 10. At the expiration of twenty years from the passage of this act, the concerns of this institution shall be closed by an equitable distribution of all the property of the same among the depositors in proportion to their respective amounts of deposits for the time being, and the time they have respectively continued the same in the institution.

SEC. 11. Henry Kingman, Ashel H. Bennett, David Ball, or either two of them, are hereby authorized to call the first meeting of said corporation, by giving personal notice of the time and place for such meeting to the corporation herein named, or by publishing such notice in the newspaper published in Keene, at fourteen days before the day of such meeting.

SEC. 12. Said corporation shall be subject to all the laws relating to corporations of a similar nature.

SEC. 13. The legislature shall at all times have the power to alter, amend or repeal this act, or any of its provisions, and this act shall take effect from the time of its passage.

Approved July 13, 1855.

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## CHAPTER 1747.

### AN ACT to incorporate the Penacook Water Works.

SECTION 1. *Be it enacted by the Senate and House of Representatives in General Court convened*, That Joseph A. Gilmore, John Gass, Rufus Clement, Nathaniel B. Baker, Edward H. Rollins, Charles H. Norton, Stebbins H. Dumas and Cyrus Hill, their associates and successors, be, and they hereby are, made a body politic and corporate by the name of the Penacook Water Works, for the purpose of bringing water into the central portion of the city of Concord from Long Pond, or from such other ponds or rivers as the wants of said city may demand, and by that

name may sue and be sued, prosecute and defend to final judgment and execution, and are hereby vested with all the powers and subject to all the liabilities incident to corporations of a similar nature.

SEC. 2. The capital stock of said corporation shall consist of a sum not exceeding two hundred thousand dollars, and shall be divided into shares of one hundred dollars each.

SEC. 3. Said corporation is hereby empowered to purchase, take and hold such real and personal estate, and to erect, construct and maintain such buildings and other works, as may be necessary for carrying into effect the purposes of this act; and said corporation, for the purposes aforesaid, may dig ditches and break up ground in any street or highway, through which such pipes as may be necessary for constructing said works, may pass, the consent of the mayor and aldermen of said city having first been obtained therefor, and to relay and repair the same when necessary, under such regulations as may be prescribed by said mayor and aldermen, for the safety of the citizens and the security of the public travel. *Provided*, that in no case shall a shade or ornamental tree be removed or destroyed without the consent of the owner.

SEC. 4. If any person shall wantonly and maliciously injure any of said works, he shall, on conviction thereof, be punished by a fine not exceeding three hundred dollars, and shall be liable to pay treble damages to said corporation, to be recovered in an action on the case before any court of competent jurisdiction.

SEC. 5. The city of Concord may at any time purchase said water works of said corporation, whenever legally authorized so to do, upon payment of all the expenditures of said corporation, and eight per cent. per annum, on the amount so expended.

SEC. 6. Said corporation shall supply the city of Concord with all water necessary for reservoirs and hydrants for the extinguishment of fires, at reasonable rates, and in case of any disagreement between said corporation, and the city authorities in relation thereto, the matter shall be referred to persons to be appointed by the justices of the Superior Court, upon the application of either party therefor.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved July 11, 1855.