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# L A W S

OF THE

## State of New-Hampshire,

PASSED JUNE SESSION, 1863.



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## CHAPTER 2817.

## AN ACT to incorporate the Belknap Aqueduct.

*Be it enacted by the Senate and House of Representatives in General Court convened :*

SECTION 1. That Thomas H. Cushing, William Hale, Wm. Burr, Wolcott Hamlin, Thomas Stackpole, J. B. Folsom, and Zimri Wallingford, their associates, successors and assigns, shall be and hereby are made a body politic and corporate, by the name of the Belknap Aqueduct, for the purpose of bringing fresh water into the city of Dover, in subterraneous pipes, 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 made subject to all the liabilities incident to corporations of a similar nature.

SEC. 2. The capital stock of said corporation shall consist of such number of shares, (not exceeding in amount the sum of thirty thousand dollars, nor less than five thousand dollars,) as said corporation may, from time to time, determine. The annual meeting of the members or stockholders of said corporation shall be holden at the time and place prescribed by the by-laws, at which meeting not less than three nor more than five directors shall be chosen by ballot. The directors may call special meetings of the stockholders, whenever they shall deem it expedient, giving such notice as the corporation, by their by-laws, shall direct. The three first named persons in this act, or either of them, may call the first meeting of the corporation by a notice published two weeks successively in two newspapers published in Dover, at which meeting associates may be admitted, by-laws adopted, and a president and clerk, and such other officers and agents as may be deemed necessary to carry into effect the objects of this act, may be chosen.

SEC. 3. The said corporation is hereby empowered to purchase and hold in fee simple any real estate necessary for the purpose of carrying into effect the objects of this act not exceeding in value the sum of ten thousand dollars; and the said corporation is hereby authorized to enter upon and appropriate any pond or spring not belonging to any other aqueduct company, and to break up any ground and secure by fences such pond or spring, and dig ditches in any land or enclosure, or in any street or highway through which it may be necessary for said aqueduct to pass for the purpose of obtaining and preserving such water, and placing such pipes as may be necessary for building and

completing said aqueduct or of repairing the same: *Provided*, in case the said corporation and any person or persons injured by the proceedings of said corporation under this act, shall not agree upon the compensation to be made for the damage that may be done to them by said corporation, either party may petition the supreme judicial court sitting in the county of Strafford for redress, and said court shall refer the same to the county commissioners for said county, who shall appoint a time and place of hearing, and give notice in the same manner as is now provided by law upon petitions for laying out highways, and said commissioners shall make a report to said court who are hereby authorized to render judgment upon said report, and issue execution accordingly. If either party shall deem themselves aggrieved by the report of said commissioners, such party shall be entitled to a trial by a jury, which shall be had in such manner and form, and under such regulations as shall be prescribed by said court.

SEC. 4. If any person shall maliciously injure said aqueduct, and shall be convicted thereof upon indictment duly found against him, he shall be punished by a fine not exceeding three hundred dollars, and shall be liable to pay treble damages to said corporation, to be recovered by an action on the case.

SEC. 5. The legislature may alter, amend or repeal this charter, whenever in their opinion the public good requires the same, and this act shall take effect upon the passage thereof.

Approved July 2, 1863.

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## CHAPTER 2818.

AN ACT to incorporate the American Fire Insurance Company.

*Be it enacted by the Senate and House of Representatives in General Court convened:*

SECTION 1. That William W. Stickney, Charles Conner, Jeremiah L. Merrill, Amos Tuck, Stephen W. Dearborn, George W. Burleigh, Amos Paul, George W. Kittredge, Charles W. Woodman, William H. Hackett, Charles S. Whitehouse, John W. Noyes, Charles M. Norris, Benning S. Scribner, and John S. Bennett and their associates and successors, are hereby made a corporation by the name of the American Fire Insurance Com-