

**L A W S**

**OF THE**

**STATE OF NEW-HAMPSHIRE,**

**PASSED**

**JUNE SESSION, 1840.**

**PUBLISHED BY AUTHORITY.**

**CONCORD :  
CIRUS BARTON, STATE PRINTER,  
1840**

A. D. 1840.

## CHAPTER V.

## AN ACT to incorporate the Miller Guards.

SECTION 1. *Be it enacted by the Senate and House of Representatives in General Court convened,* That Samuel King, Joseph B. Howard, and Joseph Wilson, their associates and successors, do, and hereby are made a body corporate and politic by the name of the Miller Guards, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and are hereby authorized and empowered to hold real estate not exceeding in value five hundred dollars, and personal property not exceeding one thousand dollars.

SEC. 2. *And be it further enacted,* That said company shall be organized in the town of Wilton, and may consist of forty-eight rank and file and four Musicians, to be raised by voluntary enlistment from the citizens of said Wilton, and shall be attached to the twenty-second Regiment of New Hampshire Militia, and be at all times subject to the Militia laws of this State.

SEC. 3. *And be it further enacted,* That the said Samuel King, Joseph B. Howard and Joseph Wilson or any two of them may call the first meeting of said company by giving personal notice of the time and place of meeting, to the members of said company, at least four days prior thereto, at which meeting, or at any subsequent meeting, they may make such by-laws, and establish such rules and regulations not repugnant to the laws of this State, as may be necessary to carry into effect the object of this act.

SEC. 4. *And be it further enacted,* That the Legislature may at any time, alter, amend or repeal this act.

Approved, June 19, 1840.

## CHAPTER VI.

## AN ACT to incorporate certain persons by the name of the Hopkinton Village Aqueduct Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives in General Court convened,* That Horace

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Chace, Nathaniel Curtis, Joseph Stanwood, Isaac Long, Moses Kimball, Ariel P. Knowlton, William Little and Reuben E. French, their associates and successors, be, and they hereby are constituted and made a body corporate and politic by the name of the Hopkinton Village Aqueduct Association, for the purpose of conveying water by an Aqueduct into Hopkinton Village, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and the said Association is hereby vested with all the powers and privileges incident to corporations of a similar nature.

SEC. 2. *And be it further enacted,* That said corporation be and the same hereby is authorized to acquire by purchase or otherwise, and to hold and enjoy all such real and personal estate as may be necessary and convenient for the conveyance of water as aforesaid, and the same may sell and dispose of at pleasure, provided such estate shall not exceed in value the sum of two thousand dollars.

SEC. 3. *And be it further enacted,* That said corporation shall have power to convey the water from any spring or springs to said Hopkinton Village, and there distribute the same by means of an Aqueduct or Cisterns, to be by them built for that purpose, *Provided,* The land upon which said Aqueduct or Cisterns to be built be owned by said corporation, or they agree with the owners of such land on the compensation for the damage in building such Aqueduct or Cisterns, *And provided also,* That no public street or highway shall be so incumbered or injured by said Aqueduct or Cisterns as to obstruct or incommode the public travel.

SEC. 4. *And be it further enacted,* That the capital or joint stock of said corporation may consist of as many shares as the proprietors at any legal meeting shall determine; and the said shares shall be liable and holden for all assessments legally made thereon and upon nonpayment of any such assessment the Treasurer may in such manner as shall be prescribed by the by-laws of said corporation, sell at public auction, and make conveyance, the shares of any delinquent proprietor or as many thereof as may be necessary to pay the sum due thereon with incidental charges.

SEC. 5. *And be it further enacted,* That the members of said corporation at any legal meeting may choose such officers as may be deemed necessary, and prescribe their respective duties, may prescribe the mode in which assessments shall be made on the shares and the manner in which the shares may be alienated or transferred, and may make such other rules and by-laws as may be deemed necessary to carry into effect the objects of said association, *Provided,* said rules

and by-laws be not repugnant to the Constitution and laws of this State.

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SEC. 6. *And be it further enacted,* That Horace Chase, Nathaniel Curtis, and Joseph Stanwood or any two of them may call the first meeting of said corporation, by posting up at two or more public places in Hopkinton Village, notices in writing, stating the time, place and purposes of said meeting at least seven days before said day of meeting.

SEC. 7. *And be it further enacted,* That this act may be at any time altered, amended or repealed by this or any future Legislature, as the public good may require.

Approved, June 19, 1840.

## CHAPTER VII.

### AN ACT to incorporate the Nashua Literary Institution.

SECTION 1. *Be it enacted by the Senate and House of Representatives in General Court convened,* That Ebenezer Dearborn, Dura D. Pratt, Jesse Esty, Joel Carter, Stephen Kendrick, Zibo Gay, Israel Hunt, jr., David Crosby, Elijah Colburn, Josiah G. Graves, and their associates, successors and assigns, be and they hereby are incorporated and made a body politic by the name of the Nashua Literary Institution, and are hereby invested with authority to establish and maintain in the town of Nashua, in the county of Hillsborough, in said State, a Literary Institution for the instruction and education of young Ladies and Gentlemen, and may possess, exercise and enjoy all the powers, privileges and immunities, and shall be subject to all the liabilities incident to corporations of a similar nature.

SEC. 2. *And be it further enacted,* That said corporation be, and hereby are authorized and empowered to receive, have and hold in fee simple, or any less estate, by gift, grant, devise or otherwise, real and personal estate, not exceeding in value, at any one time, the sum of twenty thousand dollars, and the same to use and employ for the advancement of literature, science and the useful arts, and to promote the prosperity of said institution, and for the benefit of said corporation may sell, alienate and convey at pleasure.

SEC. 3. *And be it further enacted,* That said corporation may make, adopt and ordain such constitution, by-laws,