

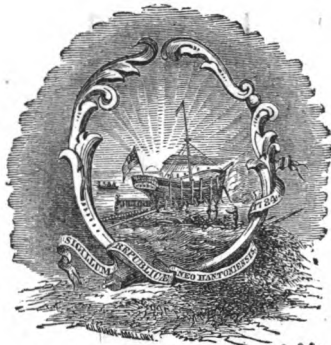
New Hampshire State

L A W S

OF THE

STATE OF NEW-HAMPSHIRE,

PASSED JUNE SESSION, 1865.



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1865.

may sue and be sued to final judgment and execution, and shall be vested with all of the privileges, and subject to all the liabilities, of corporations of a similar nature.

SEC. 2. Said corporation shall be located in the town of Barrington, and is hereby authorized to establish a high school, to be kept near the center of said town, in a building to be provided by said town for the whole or a part of each year; and may take and hold real and personal estate by donation, bequest, or otherwise; and the same may sell, convey, or otherwise dispose of at pleasure, the interest or income thereof only to be annually expended, and no part of the principal or interest shall be used for building purposes.

SEC. 3. The first three persons above named, or any two of them, may call the first meeting of said corporation by posting up a notice thereof, at two or more public places in said town, ten days at least before the day of said meeting.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved June 29, 1865.

CHAPTER 4181.

AN ACT to incorporate the People's Aqueduct Company.

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

SECTION 1. That Charles H. Peaslee, George W. Tucker, Stephen Kenrick, Ezra A. Stevens, John Chase, John E. Salter, Marcellus Bufford, their associates, successors and assigns, be, and hereby are, made a body politic and corporate by the name of the People's Aqueduct Company, for the purpose of bringing fresh water into the city of Portsmouth 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 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 thirty-five thousand dollars, and the same may be fixed and determined at the first meeting of said corporation. The annual meeting of said corporation shall be held on the day and at the place prescribed by the by-laws, at which meeting directors may be chosen. The directors may call

special meetings whenever they shall deem it expedient, giving such notice as the by-laws may prescribe. The two first named persons in this act may call the first meeting of said corporation by a notice published in some newspaper printed in said Portsmouth, the last publication to be before the day of meeting, at which meeting associates may be admitted, by-laws adopted, a president, clerk, and such other officers and agents chosen as may be deemed necessary to carry into effect the objects of this act, and such other things done as may be necessary for the purposes of this act.

SEC. 3. The said corporation is empowered and authorized to purchase and hold in fee-simple any real estate necessary for the purpose of carrying into effect the purposes of this act, not exceeding in value the sum of fifteen thousand dollars; and said corporation is authorized to enter upon and break ground and dig ditches in any land or inclosure or in any street or highway through which it may be necessary for said aqueduct to pass, for the purpose of placing such pipes or doing other things necessary for building and completing said aqueduct or repairing the same: *provided*, that in case said corporation and the owners of land through which said aqueduct may pass shall not agree upon the compensation to be made for the damage done to such land, either party may petition the supreme judicial court for said county of Rockingham 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 thereof in the same manner as is now prescribed by law for laying out highways; and said commissioners shall make a report to said court, who may render judgment upon said report and issue execution accordingly. If either party shall deem themselves aggrieved by such report, they may be entitled to a trial by jury, which shall be had in such manner and under such regulations as may be prescribed by said court.

SEC. 4. If it shall become necessary to break up or dig ditches in any of the streets or highways in said city, the same shall be put in proper repair by said aqueduct company, so far as the want of repair is caused by the acts of said aqueduct company; and if said aqueduct company shall fail to put them in repair, as aforesaid, the city may cause the same to be done at the expense of said aqueduct company.

SEC. 5. The legislature may alter, amend or repeal this act, whenever the public good may require it; and this act shall take effect upon its passage.

Approved June 30, 1865.