

ACTS

OF THE

SEVENTY-NINTH LEGISLATURE

OF THE

STATE OF NEW JERSEY,

AND

ELEVENTH UNDER THE NEW CONSTITUTION.



TRENTON:

PRINTED BY PHILLIPS & BOSWELL

1855.

Record of
prev. proceedings
to be made.

2. *And be it enacted*, That the said trustees shall cause to be entered on their book of minutes a correct statement of all their proceedings under this act, of the moneys received for the sale of said lot, and of the expenses attending the same.

Approved February 6, 1855.

CHAPTER VII.

AN ACT to incorporate the Bordentown Reservoir and Water Company.

Names of
corporators.

1. *BE IT ENACTED by the Senate and General Assembly of the State of New Jersey*, That Mahlon Hutchinson, George B. Raymond, Daniel S. Mershon, junior, Samuel C. Taylor, Whitall Stokes, John F. R. Combs, Jacob Ford, and William Steele, and their associates, and all other persons who shall become subscribers to the capital stock hereby created, and their successors, shall be and they are hereby incorporated and made a body politic and corporate, in fact and in law, by the name of "the Bordentown Reservoir and Water Company."

Amount of
capital stock.

2. *And be it enacted*, That the capital stock of said company shall be thirty thousand dollars, with liberty to increase the same to fifty thousand dollars, which shall be divided into shares of twenty-five dollars each, and paid in by the stockholders at such times, in such manner, in such instalments, and upon such notice as the directors of said company, by their by-laws or otherwise, may direct and appoint; and in case of the failure by any stockholder to pay his or her instalments at the time and place appointed for the payment thereof, or within thirty days thereafter, such stockholder shall incur a forfeiture of his or her share or shares, and of all previous payments thereon, for the use

of the company; and such shares shall be deemed personal property, and be transferable in such manner as the said company, by their by-laws, may appoint; *provided*, that notice in writing shall be given to each of the stockholders of the time when the shares are required to be paid in.

3. *And be it enacted*, That the above named persons, or a majority of them, shall be commissioners to open books and receive subscriptions to the capital stock of said company, at such time or times and place or places, in the borough of Bordentown, as they, or a majority of them, may think proper, giving notice thereof, at least ten days prior to the time for receiving subscriptions, by publishing the same, for ten days, in some newspaper published in the county of Burlington, and circulating in said borough, and also by setting up notices for said period in at least five public places in said borough; and that the said commissioners, or a majority of them, shall be authorized to declare what amount shall be paid on each share at the time of subscribing, and to appoint some suitable person from among them, as treasurer, to receive the same; and as soon as one hundred shares of said stock shall be subscribed, shall give like publication for a meeting of the stockholders to choose five directors, a majority of whom shall reside within the limits of the borough of Bordentown, and who shall hold their offices for one year and until others shall be elected.

4. *And be it enacted*, That the said election shall be certified by the said commissioners, or a majority of them, who shall thereupon deliver over to said directors the subscription books and money paid in, first deducting the expenses of the said commissioners, at such time and place as shall be appointed by the commissioners, or a majority of them, notice whereof shall be given to the said directors, and who shall be thereupon authorized to hold their first meeting.

5. *And be it enacted*, That the affairs of the company shall be managed by five directors, to be chosen by the stockholders annually, at such time and place in said borough, in such manner, and upon such notice, as by the by-laws of said company may be directed, who shall serve for

one year and until others are chosen in their stead; and the said directors shall, from time to time, elect a president from their body, and shall also elect and employ such other officers as they may deem convenient and necessary, and make all such by-laws, rules, and regulations as they may think proper, not inconsistent with the constitution or laws of this state or of the United States.

Company
may hold re-
al estate.

6. *And be it enacted,* That the said company shall have power to purchase and hold such real estate, and to construct, keep, and maintain such wells, reservoirs, aqueducts, pipes, water works, fixtures, and apparatus as may be necessary or useful to supply the borough of Bordentown with good and wholesome water, in quantities sufficient for all the purposes which may conduce to the safety of the borough of Bordentown, and to the health and comfort of the citizens.

Company
authorized
to lay down
pipes.

7. *And be it enacted,* That the company be and they hereby are authorized and empowered to lay pipes for conducting the water beneath the public streets, lanes, and alleys of said borough free of all charge, and to place such hydrants and fire plugs as may be necessary, subject to such regulations as the said company and the borough council of said borough may from time to time agree upon and adopt, the tapping of the mains and the insertion and placing of all branch pipes to be under the sole control of the said company, by such persons as they may employ and appoint.

Penalty
for injuring
works.

8. *And be it enacted,* That if any person shall wilfully and maliciously injure any of the said works of the said company, such person or persons shall forfeit and pay therefor, to the said company, double the amount of damages, to be recovered in an action of trespass on the case, in any court having cognisance thereof.

Company
authorized
to dispose
of water.

9. *And be it enacted,* That the said company may sell and dispose of the water to be conveyed by the pipes under such regulations, and upon such terms and conditions, as they may, by their by-laws, from time to time regulate and adopt.

10. *And be it enacted,* That this act shall go into effect

immediately after the passage thereof, and that the legislature may alter or repeal the same, whenever, in their opinion, the public good shall require the same.

Approved February 6, 1855.

CHAPTER VIII.

AN ACT to incorporate the Merchants Transportation Company of the City of Trenton.

1. *BE IT ENACTED by the Senate and General Assembly of the State of New Jersey*, That Thomas J. Stryker, William G. Cook, Jonathan S. Fish, and their associates, proprietors of the lines of vessels plying through the Delaware and Raritan canal, between the city of Trenton and the cities of New York and Philadelphia, be and they are hereby made and created a body politic and corporate in law, by the name of "the Merchants Transportation Company;" for the purpose of transportation by land and water, to, from, and between the places above named and intermediate places.

2. *And be it enacted*, That the vessels and other property of said proprietors, now belonging to said lines, shall constitute the capital stock with which said company may commence business; said stock may be divided into shares of one hundred dollars each, which shall be deemed personal property, and be transferable as the by-laws may direct; the company may, from time to time, increase their capital stock to an amount not exceeding in the whole one hundred thousand dollars.

3. *And be it enacted*, That, for carrying out the purpose mentioned in the first section, the said company may use the vessels and other property they now have, and may, from time to time, procure and use such additional vessels,