

ACTS 72

OF THE

NINETY-NINTH LEGISLATURE

OF THE

State of New Jersey,

AND

THIRTY-FIRST UNDER THE NEW CONSTITUTION.



TRENTON, N. J.:

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1875.

CHAPTER XCIV.

A Supplement to an act entitled "An Act to incorporate the Elizabethtown Water Company," approved March third, eighteen hundred and fifty-four.

May issue bonds and to sell the same.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall and may be lawful for the Elizabethtown Water Company, from time to time, to issue their corporate bonds for an amount not exceeding five hundred thousand dollars, of such denomination, and payable at such time and manner, and with such a rate of interest not to exceed seven per cent., as may be stipulated; and to sell the same on the best procurable terms without invalidation thereof by virtue of any statute against usury.

Penalty for injuring any pipe, reservoir, etc.

2. *And be it enacted*, That if any person or persons shall wilfully and maliciously do, or cause to be done, without authority of law any act or acts or thing whatsoever, to injure any water wheel, engine, machine, reservoir, pipe, fire plug, hydrant, or structure whatever, or anything appertaining to the works or property of said corporation, or whereby the same may be obstructed, or injured; or shall wilfully and maliciously draw off or waste the water from any pipe, fire plug, hydrant or reservoir; or shall wilfully put or cause to be put in any reservoir or any of the works or structures of said corporation, or into the pond, or streams, or source from which the said corporation shall take water for the purpose authorized by the act incorporating said company anything that may render, or is calculated or liable to render the said water offensive, impure, or unwholesome, the person or persons so offending shall be deemed guilty of a misdemeanor, and, being convicted thereof, shall be punished by a fine not exceeding five hundred dollars, or imprisoned in the county jail not exceeding six months, or both; *provided*, such criminal prosecution shall not in any wise impair the right of action of said corporation against such person

Proviso.

or persons for damages by a civil suit, and the said corporation are hereby authorized to bring an action and recover damages by civil suit for any such injury in any of the courts of this state having cognizance of the same.

3. *And be it enacted*, That it shall and may be lawful for the president of the said corporation for the time being to appoint by writing under his hand and the seal of said corporation so many of its officers, servants, and employees as he shall deem necessary to act as special police, who shall have power to immediately arrest any person or persons, committing or attempting to commit the misdemeanors mentioned in section two of this act, and immediately conduct the person or persons so arrested before the nearest magistrate of Union county, to be dealt with according to law. May appoint special police. Power of special police.

4. *And be it enacted*, That the Elizabethtown Water Company shall have the right and power to sell, assign, transfer and convey to any person or persons or corporation, all the rights, franchises, lands and property, real and personal, of every kind and description, belonging to or vested in said corporation, or to which they are or shall become entitled, upon such terms and conditions as they shall see fit, and such assignment, transfer and conveyance when so made shall vest in the person or persons, or corporations purchasing the same, all the right, title and interest to their said franchises, lands and property which said the Elizabethtown Water Company had therein prior to such sale and conveyance; *provided*, that no such sale and transfer shall be made except by the consent of two thirds in interest of the then stockholders of said corporation, to be expressed by a vote at a meeting to be called for that purpose, of which meeting notice shall have been given by at least two insertions in some newspaper published and circulated at Elizabeth, in said county of Union. Power to sell, assign and convey rights, lands, etc. Proviso.

5. *And be it enacted*, That this act shall take effect immediately.

Approved March 10, 1875.