

# ACTS

OF THE

## Ninety-fourth Legislature

OF THE

STATE OF NEW JERSEY,

AND

TWENTY-SIXTH UNDER THE NEW CONSTITUTION



NEWARK, N. J.:  
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1870.

Principal of- shall have power to make by-laws for its government not in-  
fice. consistent with the laws of this state or of the United States,  
and may appoint such subordinate officers as the business of  
the company may require, and their principal office shall be  
in the county of Hudson.

Failure to elect direc- 7. *And be it enacted*, That in case it shall at any time  
tors not to dissolve. happen that an election of directors shall not be made on the  
day when pursuant to this act it ought to have been made,  
the said corporation shall not for that cause be deemed to be  
dissolved, but it shall and may be lawful to hold such elec-  
tion on such other day as the directors of the said corpora-  
tion shall direct.

How dissolved 8. *And be it enacted*, That the said company may be dis-  
solved by a general meeting of the stockholders especially  
called for that purpose ; *provided*, that at least three-fourths  
in value of the stockholders shall concur therein, and upon  
Proviso. such dissolution the directors for the time being, and the sur-  
vivor or survivors of them, or such persons as the said stock-  
holders shall appoint, shall be trustees for the settling all  
the affairs of the company, collecting and disposing of its  
property and assets, paying its debts and dividing the sur-  
plus among the stockholders in proportion to their respective  
interests in the stock.

9. *And be it enacted*, That this act shall take effect imme-  
diately.

Approved March 16, 1870.

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## CHAPTER CCLX.

Supplement to an act entitled, "An Act to incorporate the Lam-  
bertville Water Company," approved March fifteenth, eighteen  
hundred and fifty-five.

May take and use the water of Swan's creek. 1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the said Lambertville Water Company shall have power to take, divert and use the water of Swan's creek and its tributaries, and to take and hold any

lands or other real estate necessary for the construction of any basin, canal, aqueduct, reservoirs or other works, for raising, conveying or containing water, or for the erection of any buildings or machinery, or for laying any pipes or conduits for conveying the water into or through the said places, or to secure and maintain any portion of the works, or in general to do any other act necessary or convenient for accomplishing the purposes contemplated by this act, or the act to which this act is a supplement.

2. *And be it enacted*, That in case of any disagreement between the company and the owner of any lands or water rights which may be required for the said purposes, or affected by any operation connected therewith as to the amount of compensation to be paid to such owner, or in case any such owner shall be an infant, or a married woman, or insane, or shall be absent from the state the circuit court of the county of Hunterdon shall, on the application of either party, nominate and appoint three disinterested persons to examine such property, and estimate the value thereof, or damages sustained thereby, and who shall after reasonable notice to the parties of the time and place where they will be heard in relation to the matter, proceed without delay to make their report thereon, and deliver the same to the court at the next session thereof, which shall be held in the said county; *provided*, that in case of the absence, infancy or insanity of any such owner, a publication of such notice for two weeks successively in a newspaper published at the town of Lambertville, shall be deemed a good notice and sufficient service thereof. Proceedings in case no agreement can be made with owners of property.

3. *And be it enacted*, That whenever such report shall be confirmed by the court aforesaid, the said company shall, within two months thereafter, pay to the said owner, or to such person or persons as the court may direct, the sum mentioned in said report, in full compensation for the property so required, or for the damage sustained, as the case may be, and thereupon the said company shall become seized in fee of such property so required and taken, and shall be discharged from all claim by reason of such damage; but no claim shall be made or allowed, unless application for the appointment of commissioners shall be made before the expiration of two years from the time the land or other property is taken or the damage suffered. Proceedings upon confirmation of report.

4. *And be it enacted*, That the common council of the town

Town of Lambertville shall have power to purchase the water works.

of Lambertville shall have power to subscribe for any portion of the capital stock of said company, and shall have power at any time to purchase the said water works, fixtures and appurtenances upon a fair valuation, to be agreed upon between the said common council and the said company, in which case all the franchises, rights, powers and privileges granted by this act, or the act to which this act is a supplement, shall be vested in said common council.

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

Approved March 16, 1870.

## CHAPTER CCLXI.

An Act to change the Name and the Organization of the Hudson County Mutual Insurance Company, and to Incorporate the Hudson Insurance Company, and to devolve upon the last named Company the obligations, and to vest it with the assets of the first named Company.

Names of commissioners to take vote.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That William M. Beach, William P. Douglas and Thomas Potter, all of Hudson county, be and they are hereby appointed commissioners to take a vote of the members of the Hudson County Mutual Insurance Company, a corporation incorporated under an act approved February eleventh, eighteen hundred and forty-two, on the question of a change in the organization of said company as proposed by this act; that the said commissioners shall give public notice of the time and place of taking said vote, by the publication thereof in a newspaper published in the county of Hudson, for at least one week, and that at the time and place specified in such notice they shall proceed to take the vote of the members of the Hudson County Mutual Insurance Company, in the same manner as is provided for the election of directors in the third section of the said act

Public notice to be given.