

ACTS

OF THE

FIFTY-FOURTH

GENERAL ASSEMBLY

OF THE

State of New-Jersey,

AT A SESSION BEGUN AT TRENTON, ON THE TWENTY-SEVENTH DAY OF OCTO-

BER, ONE THOUSAND EIGHT HUNDRED AND TWENTY-NINE.

BEING THE FIRST SITTING.



TRENTON:

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1829.

who are now named, or hereafter shall be chosen manager or managers as aforesaid, shall die or remove out of the place before the expiration of the time for which he or they are so chosen, or who shall refuse to take upon himself or themselves the management as aforesaid, then and in such case, it shall and may be lawful for any five owners or possessors of the said meadows, swamps, and low lands, to call a meeting of the owners and possessors of the said property, by fixing up advertisements in at least three of the most public places in the neighbourhood of such owners and possessors, expressing the time, place, and intention of such meeting; who shall when met, elect a person or persons to supply the place or places of such manager or managers so refusing, removing, or dying; and the person or persons so chosen shall have all the power and authority herein before given to the managers named in this act.

Vacancies how supplied.

SEC. 5. *And be it enacted*, That if any person or persons whatsoever, after the passing of this act, shall wilfully fall any tree, or cast any thing whatsoever, into the said river, that will obstruct or be an impediment to the free course of the said river, within the limits aforesaid, he, she, or they so offending, shall pay a sum not less than five dollars, and not exceeding twenty dollars, at the discretion of the court before which the same shall be tried, to be recovered by any one of the proprietors or possessors of the said meadows, swamps, and low lands, in an action of debt, in any court having cognizance of the same, one half to the informant, and the other half to the manager or managers above mentioned, or either of them, to be appropriated towards clearing of the river aforesaid.

Penalty for wilfully obstructing the course of the road.

SEC. 6. *And be it enacted*, That the said managers shall severally be entitled to receive, for each day he or they may be employed in discharging the duties required by this act, the sum of seventy-five cents.

Wages.

C. Passed February 13, 1830.

AN ACT to incorporate the Medford Water Company.

WHEREAS, Edward Thomas, Benjamin Shreve, and George Haines, associated with others as a company, under the name and style of "The Medford Water Company," for the use and purpose of supplying the village of Medford with water, from the south branch of Rancocus Creek, for domestic purposes, and as a further security against loss by fire; by their petition presented to the Legislature, have requested to be incorporated, the better to enable

Preamble.

them to carry into effect the salutary objects of their institutions—Therefore,

SEC. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same,* That all such persons as now are or hereafter shall become stockholders, shall be and are hereby constituted a body corporate and politic, in fact and in name, by the style and title of "The Medford Water Company," and by that name, shall and may have continual succession, sue and be sued, plead and be impleaded, answer and be answered unto, defend and be defended, in all manner of actions, matters and causes whatsoever; have a common seal, and make, change, or alter the same at pleasure; and to hold and enjoy such real and personal estate as may be necessary for the object aforesaid; that the stock of the said corporation shall be deemed personal property, and shall consist of one thousand shares of five dollars each; that the management of the concerns of the said company, shall be entrusted to seven directors, being stockholders and inhabitants of the township of Evesham; which directors shall be chosen each and every year, at the annual meeting of the stockholders, which shall be held the first Monday in February, at such hour and place in Medford, as said directors shall, from time to time appoint, by notices set up in three of the most public places in or near Medford, at least fifteen days previous to said election; that all elections shall be by ballot by the stockholders, personally or by proxy, under the direction and inspection of three stockholders not being candidates, each stockholder having one vote for two shares, two votes for five shares, and one additional vote for each succeeding five shares that he holds; and the seven persons having the greatest number of votes, shall be directors; that if any two or more persons have an equal number of votes, so as that seven directors shall not be elected, they shall again proceed, in like manner, to elect, out of the persons so having an equal number of votes, so many as shall complete the number of directors; out of which number the said directors shall, by a plurality of their votes, elect one for their president; and in case of vacancy in the office of any of the said directors, by death, resignation, or otherwise, others shall be elected, by said directors, to fill such vacancy; that in case it shall at any time happen, that an election of directors shall not be made on the day appointed by this act for that purpose, the said corporation shall not, for that cause, be deemed to be dissolved, but it shall and may be lawful to hold an election for directors within thirty days thereafter.

Manner of the incorporation, with the powers, privileges, &c. thereof prescribed.

Directors to be chosen annually.

Elections to be by ballot.

Names of commissioners to open books, &c.

SEC. 2. And be it enacted, That Samuel Stackhouse, James Rogers, and Richard Reeves, be commissioners to procure subscriptions for the stock, and shall open books for that pur-

pose, at Medford, on the first Monday in March, eighteen hundred and thirty, having previously given ten days public notice; and whenever four hundred shares shall be subscribed, each stockholder paying at the time of subscribing, fifty cents for each and every share; the said commissioners shall call a meeting of the stockholders within ten days thereafter, by giving what they may consider sufficient notice, by public advertisement or otherwise, for the purpose of electing directors and transacting such other business as may come before them at such hour and place in the village of Medford, as they may deem proper; and to such directors, lawfully elected, they shall pay over such money as they shall have received, which said meeting shall be considered the first annual meeting.

and to call meeting of stockholders, &c.

SEC. 3. *And be it enacted*, That it shall and may be lawful for the directors, or a majority of them, to require payment of the stock subscribed in such proportions, and at such times as they, or a majority of them, may think proper, with the penalty of the forfeiture of all previous payments thereon; and that notice of the instalments required, and of the time when the same are to be made, shall be served on each stockholder, in writing, at least thirty days previous.

Stockholders to be informed when payments must be made.

SEC. 4. *And be it enacted*, That the directors shall be authorized, in their discretion, to appoint a secretary and other officers, agents, and servants, as they shall from time to time deem necessary, for carrying into effect the powers vested in said company; to establish rules, regulations, and by-laws, for, and concerning the conduct and government of such officers, agents, and servants, and for determining the compensation to which they shall be entitled, and for and concerning the manner of making transfers of the said stock, and the conduct and government of all persons with whom they shall contract for the use of the water, from their works, so far as respects the preservation of water furnished by said company and the use thereof, and to restrain the waste thereof; and by such laws and ordinances to impose penalties and forfeitures, for a neglect or refusal to comply therewith, so as that such penalty or forfeiture in any one case shall not exceed four dollars; which penalties or forfeitures shall be recoverable in the name of the said corporation, before any justice of the peace of the county of Burlington, with costs in an action of debt; and that for the purpose of effectually supplying the said village of Medford and its inhabitants, it shall and may be lawful to, and for the said directors and company, to erect works on the most eligible situation at the creek, lay out and conduct along the public highways and streets, any number of conduits necessary for, and calculated to supply such water through or over lands in the village of Medford; *provided*, that the same shall not be done without consent and

Directors authorized to appoint their officers, &c transfer stock, &c.

Penalties and forfeitures, &c. prescribed.

Provido.

permission of the owners of property over or through which it may be necessary to pass.

Penalty for injuring any of the works of the said company.

SEC. 5. *And be it enacted*, That if any person or persons shall wilfully do, or cause to be done, any act or acts whatsoever, whereby the works of the said corporation or any pipe, conduit, aqueduct, plug, cock, reservoir, or any engine, machine, or structure, or any matter or thing appertaining to the same, shall be stopped, obstructed, impaired, weakened, injured, or destroyed, the person or persons so offending, shall forfeit and pay to the said corporation, treble the amount of damages sustained by means of such offence or injury, to be recovered in the name of said corporation, with costs of suit, by action of debt, to be brought in any court in this state having cognizance of the same.

The capital stock not to be otherwise appropriated.

SEC. 6. *And be it enacted*, That no part of the capital stock, created by this act, shall be applied to any other purpose whatever, than the supplying of the village of Medford with water conformably to the provision of this act.

A. February 18, 1830.

AN ACT for the relief of the New-Barbadoes Toll Bridge Company.

SEC. 1. BE IT ENACTED *by the Council and General Assembly of this State, and it is hereby enacted by the authority of the same*, That the turnpike road, as made by the New Barbadoes Toll Bridge Company, and as the same has been maintained and used, from where the said road strikes the western corner of the farm of John A. Berry, esquire, on the upland, thence over the meadows across Berry's Creek to the western abutment of the bridge over Hackensack river, be, and the same is hereby confirmed, and shall be deemed and taken to be a part of the turnpike road of the said the New Barbadoes Toll Bridge Company, within the provisions of the act entitled "An act to incorporate a company to extend the Paterson and Hamburg Turnpike to the Hudson River," passed the sixteenth day of February, one thousand eight hundred and sixteen, notwithstanding a part of the said road has, within the said limits been made off of the line prescribed for making the said road by the commissioners heretofore appointed to lay out said road: *Provided always*, that nothing in this act contained, shall prevent the owner or owners of any lands over which the said road has been made and now runs, from recovering compensation for the said lands, and all damages sustained by reason of the making said road in the manner prescribed by the act incorporating the said company,

Certain alterations in the turnpike road allowed and confirmed.

Proviso.