

L A W S

OF THE

STATE OF NEW YORK,

PASSED AT THE

ONE HUNDRED AND SEVENTH SESSION

OF THE

LEGISLATURE.

BEGUN JANUARY FIRST, AND ENDED MAY SIXTEENTH, 1884,  
AT THE CITY OF ALBANY. .



ALBANY:  
BANKS & BROTHERS, PUBLISHERS.  
1884.

Proviso as  
to fishing  
with  
spear.

Penalty.

Nets, etc.,  
contra-  
band.

member and December, which waters are hereby released from the operation of the provisions of sections twenty-three and twenty-six of the act hereby amended; provided further that in Black lake, Mud lake and Yellow lake in St. Lawrence county, bull-heads, eels, suckers, catfish, and pickerel may be killed with a spear, except in the months of March, April and May. No person shall knowingly sell or purchase, or have in his or her possession, any fish killed, caught or taken from any such waters, contrary to the provisions of this section. And any person violating the provisions of this section shall be deemed guilty of a misdemeanor, and in addition thereto shall be liable to a penalty of twenty-five dollars for each and every such offense. And all nets, seines, traps, weir or other devices forbidden by this section are hereby declared contraband, and any person finding the same in any place where they are forbidden is hereby authorized to destroy such contraband article, and no action for damages shall lie against him for such destruction.

§ 2. This act shall take effect immediately.

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## Chap. 128.

AN ACT to authorize the village of Jamestown to raise money to pay for water supplied for its use in extinguishing fires in said village.

PASSED April 12, 1884; three-fifths being present.

*The People of the State of New York, represented in Senate and Assembly, do enact as follows:*

Trustees may raise by tax money to pay debt to company named.

SECTION 1. The board of trustees of the village of Jamestown is hereby authorized and empowered to raise, in the same manner as is now provided by law for raising money for the general expenses of said village, and pay to the Jamestown Water Supply Company, the amount due said company for water supplied to said village for the extinguishment of fires therein, up to January first, eighteen hundred and eighty-three, under the contract between said village and said company, bearing date the fifteenth day of November, eighteen hundred and eighty-one, notwithstanding the supervisor of the town of Ellicott had no notice of and took no part in making said contract.

§ 2. This act shall take effect immediately.

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## Chap. 129.

AN ACT to amend chapter two hundred and ninety-one of the laws of eighteen hundred and seventy, entitled "An act for the incorporation of villages."

PASSED April 12, 1884; three-fifths being present.

*The People of the State of New York, represented in Senate and Assembly, do enact as follows:*

SECTION 1. Section three of title three of chapter two hundred and ninety-one of the laws of eighteen hundred and seventy, entitled "An

act for the incorporation of villages," is hereby amended by adding thereto an additional subdivision, to be numbered twenty-eight, as follows :

28. To regulate the landing within the village of boats while making excursions for pleasure, or the passengers therefrom, and in case the peace, order and quiet of the village shall require the same, to prohibit such landing of boats and passengers, and to prevent and prohibit any such passenger or passengers from coming into said village, or the entertainment and harboring of such passengers therein.

Landing of boats, etc.

§ 2. This act shall take effect immediately.

## Chap. 130.

AN ACT to amend chapter one hundred and sixty-two of the laws of eighteen hundred and seventy-three, entitled "An act to incorporate the Nyack Water-works Company."

PASSED April 12, 1884; three-fifths being present.

*The People of the State of New York, represented in Senate and Assembly, do enact as follows :*

SECTION 1. Section eight of chapter one hundred and sixty-two of the laws of eighteen hundred and seventy-three, entitled "An act to incorporate the Nyack Water-works Company," is hereby amended so as to read as follows :

§ 8. For the purpose of supplying the inhabitants of the towns of Orangetown and Clarkstown, in the county of Rockland, and particularly the village of Nyack, situate in said towns, with pure and wholesome water, the said company may purchase any real estate necessary for that purpose, and by their directors, agents, servants or other persons employed, may enter upon the lands so purchased and which may be necessary for said purpose and may take the waters from any springs, ponds, fountains or streams thereon and convert and convey the same to and into and throughout said towns and village, and may lay and construct any pipes, conduits, aqueducts, wells, reservoirs or other works or machinery necessary and proper for said purpose upon any lands so purchased ; and said corporation may as aforesaid enter upon any lands, streets, highways, roads, lanes or public squares through which they may deem it proper to carry the water from said springs, fountains, ponds, streams, wells and reservoirs, and lay out and construct any pipes, conduits, aqueducts or other works for that purpose, leaving the said lands, streets, highways, roads, lanes and public squares in the same condition, or as nearly as may be, as they were before said entry ; but the said company shall not, within the said bounds of said towns or village, lay and construct said pipes, conduits, aqueducts or other work through any private garden, courtyard or building lot without the written consent of the owners thereof, except as hereinafter provided.

Company may purchase and hold real estate.

In all cases where the said company shall be unable to agree with the persons owning or having an interest in any lands, tenements and hereditaments situate in said towns or village, and required for the purposes of said company, the supreme court, at any special term thereof held in the judicial district in which said lands may be situated,

Proceedings to acquire title in case of non-agreement with owner.