

L A W S
OF THE
STATE OF NEW-YORK,

PASSED AT THE

SEVENTY-EIGHTH SESSION

OF THE

L E G I S L A T U R E ,

BEGUN JANUARY SECOND, AND ENDED APRIL FOURTEENTH, 1855, IN THE
CITY OF ALBANY.



ALBANY:
VAN BENTHUYSEN, PRINTER.

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1855.

and shall furthermore be held free from all taxation, whether for state, city or county purposes.

§ 9. The trustees shall hold office during good behavior, and shall be only removable by a vote of two-thirds of their whole number, or by a vote of the legislature, by impeachment, as provided for in the trial and impeachment of other state officers charged with misdemeanors or malpractice in office. Term of office.

Chap. 573.

AN ACT to incorporate the Lebanon Springs Aqueduct Company.

Passed April 19, 1855.

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

§ 1. Anson Parsons, David Campbell, and all other persons who now are or hereafter may be associated with them, are hereby constituted a body corporate, by the name of the Lebanon Springs Aqueduct Company, and may hold real and personal estate, and convey the same as may be convenient for the transaction of its business, not exceeding twenty thousand dollars in the whole, exclusive of the profits or income of the said company, for the purpose of supplying the village of New-Lebanon Springs, Columbia county, with good and wholesome water, by means of conduits and aqueducts. True.
Capital.

§ 2. Anson Parsons, David Campbell and Hampton C. Bull, shall be commissioners for receiving subscriptions for the stock of said company, which stock shall consist of two hundred shares of one hundred dollars each. And all persons who have expended any sums of money for the purposes contemplated by this act, shall be entitled to stock for the amount they have so paid. Said commissioners shall call a meeting of the stockholders, for the purpose of choosing officers of said company, so soon as ten shares of said stock shall be subscribed, by notice served personally upon said stockholders. Commis-1
sioners to
receive
stock.

D.irectors. § 3. The stock, property, estate, affairs and concerns of the said corporation, shall be managed by five directors, annually elected by the stockholders, in such manner as shall be directed by the by-laws of said corporation, which said directors shall be stockholders.

By-laws. § 4. The persons who may be chosen directors, shall meet as soon as may be after every election, and choose a president and secretary, one treasurer and collector; and the said corporation shall have full power to make and ordain such by-laws, rules and regulations, as they may deem necessary to attain and preserve the objects aforesaid; to impose penalties, not exceeding five dollars for one offence, for a breach of said by-laws, which is calculated to prevent injury to the conductors or aqueducts of the said company, or the drawing of water therefrom without authority from the said company; which permission shall be given by a certificate, sealed with the seal of said corporation, signed by the president and secretary. And said corporation shall have power to assess water rents, and to sue for and collect the same, and do other acts necessary for carrying out the objects of the association, agreeably to the laws of this state.

**Lands
taken for
purpose of
aqueduct.**

§ 5. All transfer of shares of stock in said company, shall be made and entered in writing in a book kept for that purpose, under such regulations as the corporation may think proper; that for the purpose of carrying this into effect, it shall be lawful for the said company to pass through the lands of any person, to dig up the same for the purpose of laying down aqueducts, and to enter on said lands at any time, to repair and examine the same; and said corporation shall have power to lay down aqueducts in any public highway or street, so as not to injure the travel on the same; and further, that in case of taking private property, they shall first purchase and pay therefor, or get consent for using the same; but in case of disagreement as to going through any lands, the differences may be settled by any three discreet and reputable freeholders of the town of New-Lebanon, to be chosen and agreed upon by the parties, and their award shall be final and conclusive: Provided, the expense of said reference shall be paid by this corporation.

**Stock to be
personal
property**

§ 6. The stock of said corporation shall be deemed personal property, and the legislature may at any time alter or repeal this act; and nothing herein contained shall au-

thorise said company to procure water for any mill machinery, or to divert the water from any such machinery without full consent by the party interested, nor for any other purpose than to supply the inhabitants with water for the common domestic and culinary uses.

§ 7. This act shall take effect immediately.

Chap. 574.

AN ACT *granting Philip A. Strong the right of establishing a ferry across Chautauque Lake.*

Passed April 19, 1855.

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

§ 1. It shall be lawful for Philip A. Strong, his heirs and assigns, to establish and maintain a ferry across the Chautauque lake, from Bemus Point, in the town of Ellery, in the county of Chautauque, to a point opposite thereto, in the town of Harmony, in said county, and have the exclusive right of ferriage across said lake, at the point aforesaid, and within two miles thereof in either direction, up or down the said lake, for twenty years from the first day of April next; provided such ferry shall be fully established on or before the first day of July next. Ferry.

§ 2. If the said ferry be so established, convenient landing places shall be maintained on each side of said lake, and safe and convenient ferry boats shall be kept and maintained by the said Philip A. Strong, his heirs or assigns, for the conveyance of carriages, horses, cattle, and passengers across the said lake. Landing places.

§ 3. The county court of the county of Chautauque, at its first session after the passage of this act, shall establish the number and character of boats to be used, the rate of ferriage to be taken at said ferry, and the hours of the day when boats shall be kept ready for the purposes aforesaid; and at any time thereafter may modify the said order, upon the application of the said Philip A. Strong, his heirs or assigns, or any taxable inhabitant of the county of Chautauque. Boats and rates of ferriage.