# ACTS AND RESOLVES

OF THE

# GENERAL ASSEMBLY

OF THE

## State of Rhode Island and Providence Plantations,

PASSED AT THE

## MAY SESSION, 1855,

WITH THE ROLL OF MEMBERS, PROCEEDINGS OF THE TWO HOUSES IN GRAND COMMITTEE, AND REPORTS ORDERED TO BE PUBLISHED.

State of Rhode Island, &c.

OFFICE OF THE SECRETARY OF STATE, JUNE, 1855.

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in the town of Bristol; and in all proceedings in law or equity, in which this corporation shall be a party, the leaving an attested copy of any process with the treasurer or at such place of business, or with any clerk or agent of the corporation at their office, shall be deemed a sufficient service thereof, and all executions that shall be issued against this corporation, shall be levied upon the property of the corporation, and for want thereof, the stockholders, who were such at the time the contract was made or the debt created, shall be liable in their own person and estates, in the same manner as if the debt or contract had been made by them personally; and each and every stockholder shall be considered as such, until he shall have disposed of his stock and given notice thereof three weeks successively in a newspaper printed in Bristol or Providence.

SEC. 6. If the property of any stockholder shall be taken for the payment of a debt due from the corporation, or if any stockholder shall be by law compelled to pay any greater part of any debt due from the corporation than his or her proportion of such debt, according to the number of shares held by him or her, then such stockholder shall have his action against the corporation, and also against the stockholders thereof, for the amount so paid over and above his or her proportion.

SEC. 7. The above named Ambrose E. Burnside or William W. Bishop, shall have power to call the first meeting of the corporation for the election of officers, and for organization under this charter, and for transacting any other business of the company, by giving personal notice of the time and place thereof, to each of the persons named in the first section of this act: and the officers so elected shall continue in office until the first annual meeting, as herein before named, and until others are elected in their stead. Organization.

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AN ACT to incorporate the Bernon Fountain Company.

*It is enacted by the General Assembly as follows:*

SECTION 1. Samuel Greene, Thomas F. Mason, Sullivan Ballou, Stephen N. Mason, Hardin Knight, Henry G. Ballou, Darius D. Buffum, their associates, successors and assigns, be, and they hereby are created a body politic and Corporators.



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corporate, by the name of the Bernon Fountain Company, for the purpose of constructing, in or near the village of Bernon, in Smithfield, a fountain, to supply with water, for domestic and other purposes, the mills and dwellings in Bernon and its vicinity; and by that name shall have perpetual succession, and are made capable in law to have,

Powers and privileges.

hold, possess, receive, and enjoy estates real, personal, and mixed, of every nature and kind; and the same to manage, let, sell, transfer, and dispose of at pleasure; to sue and be sued, plead and be impleaded, answer and be answered unto, defend and be defended against, in all courts of law and equity, and before all tribunals whatever. Also, to have and use a common seal, and the same to alter and renew at pleasure; and shall have power to make such rules, by-laws, and regulations as shall seem proper for the government of said corporation, and the management of their property and concerns, and the same to alter or repeal at pleasure, *provided* the same be not contrary to law; and generally to do all things proper and necessary to carry into effect the powers and privileges herein granted.

May open highways and streets

SEC. 2. Said company shall have power and authority to open the ground in any parts of the highways, streets, and lanes in the towns of Smithfield and Cumberland, for the purpose of laying and repairing pipes for conducting the water from said fountain with the consent and under the direction of the Town Council of the town in which said pipes are to be laid or repaired.

Annual meeting.

SEC. 3. The annual meeting of said corporation shall be holden in Bernon, on the first Monday of August in each and every year, for the choice of officers, who shall hold their offices till others are duly qualified in their places. All other meetings shall be holden at such other times and places as may be deemed expedient, in such way and manner as shall be prescribed by the by-laws. Five stockholders shall constitute a quorum.

Capital Stock $10.000.

SEC. 4. The capital stock of said corporation shall not exceed ten thousand dollars, divided into one thousand shares of ten dollars each; and said shares shall not be assessed beyond that amount, and shall be paid in at such times and in such manner as may be deemed for the interest of the company. The shares shall be considered as personal property, and shall be transferred by a certificate signed by the treasurer, and recorded by the secretary in a book kept for that purpose.

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Penalty for injuring pipes or works.

SEC. 5. If any person or persons shall wilfully do, or cause to be done, any act or acts whatever whereby the works of said company, or any pipe, conduit, plug, cock, reservoir, 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 said company double the amount of the damage sustained by means of such offence or injury, to be recovered in an action of debt to be brought in the name of said company, in any court of competent jurisdiction, together with costs of suit.

SEC. 6. Said corporation shall have a place of business in said village of Bernon, and in all prosecutions in law or in equity to which said corporation is a party, the leaving of an attested copy of any writ or process with the treasurer of said corporation, or at such place of business, shall be a sufficient service.

Liabilities.

SEC. 7. The liabilities of the members and officers of this corporation for the debts of the company shall be fixed and limited by, and the corporation, its members, and officers, shall in all respects be subject to the provisions of an act entitled "An Act in relation to Manufacturing Corporations," passed at the June session of the General Assembly, A. D. 1847.

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## An Act to incorporate the Eddy Street Iron Foundry in Providence.

*It is enacted by the General Assembly as follows:*

Corporators.

SECTION 1. A. C. Hawes, A. B. Hawes and Ira N. Stanley, their associates, successors and assigns are hereby constituted and created a body corporate and politic by the name of the Eddy Street Iron Foundry, for the working and casting of iron and other metals and for manufacturing purposes, and by that name shall have perpetual succession; and are made capable in law to have, possess, receive, hold, enjoy, and retain to them, their successors and assigns, estate, real, personal, and mixed, and the same to manage, let, grant, bargain, sell, convey and dispose of at pleasure; to sue and be sued, plead and be impleaded, defend and be defended against, in all courts of law and equity, and before all tribunals whatever; to make, have and use a common seal, and the same to break, alter and renew at pleasure; and shall have power to

Powers and privileges.

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