

ACTS

OF THE

GENERAL ASSEMBLY OF VIRGINIA,

PASSED IN 1855.6,

IN THE

EIGHTIETH YEAR OF THE COMMONWEALTH.

BUREAU OF PUBLIC ADMINISTRATION
UNIVERSITY, VIRGINIA

RICHMOND:

WILLIAM F. BIRCHIE, PUBLIC PRINTER.

1856.

CHAP. 320.—An ACT to incorporate the Loudoun agricultural institute.

Passed January 25, 1856.

Loudoun agricultural institute incorporated.

1. Be it enacted by the general assembly, that Benjamin Hyde Bentón, Ham- ilton Rogers, S. B. T. Caldwell, Joseph L. Russell, Samuel Simpson, James R. Simpson, William Benton, Ludwell Luckett, James H. Simpson, William Gulick, Harmon Bitzer and James H. Gulick, and such other persons as may hereafter be associated with them, shall be and they are hereby constituted a body politic and corporate by the name and style of The Loudoun Agricultural Institute; and by that name, shall have perpetual succession and a common seal, may sue and be sued, implead and be impleaded, and may purchase, receive and hold, to them and their successors forever, any lands, tenements, rents, goods and chat- tels of what kind soever, which may be purchased by or be devised or given them for the use of the institute; and to lease, rent, sell or otherwise dispose of the same in such manner as shall seem most conducive to the interest of the institute: provided, that the lands, goods and chattels so authorized to be held shall at no time exceed in amount or value the sum of one hundred thousand dollars.

Corporate powers.

Capital.

Control of charter.

Commencement

2. The legislature reserves the right to alter, amend and repeal this act at pleasure.

3. This act shall be in force from the passage thereof.

CHAP. 321.—An ACT to incorporate the Cabell county agricultural society.

Passed March 13, 1856.

Cabell county agricultural society.

1. Be it enacted by the general assembly, that Charles L. Roffe, Joseph C. Wheeler, Thomas Thornburg, Charles K. Morris, Samuel W. Johnson, Con- welsy Simmons, Thomas J. Jenkins and Frederick G. L. Benhring, and such other persons as now are or hereafter may become members of the Cabell county agricultural society, are hereby constituted a body politic and corporate by the name and style of The Cabell County Agricultural Society, with a capital of not more than ten thousand dollars, and with the right to hold lands not ex- ceeding twenty-five acres.

Capital.

Corporate powers.

Commencement

2. The said company shall be subject to the provisions of chapters fifty-six and fifty-seven of the Code of Virginia, as far as the same may be applicable.

3. This act shall be in force from its passage, and shall be subject to any alte- ration, amendment or modification, at the pleasure of the general assembly.

CHAP. 322.—An ACT to incorporate the Norfolk city water company.

Passed February 18, 1856.

Books, where and by whom opened.

Capital.

Name of company.

Real estate. Right to con- struct fixtures, &c.

By laws, rules and regulations.

Power to open streets, &c.

Penalty for injuring the works of company, &c.

1. Be it enacted by the general assembly, that it shall be lawful to open books of subscription in the city of Norfolk, under the direction of Marshall Parke, Christopher Hall, Myer Myers, John E. Doyle, John Bonsal, J. J. Bloodgood, G. W. Farant, E. T. Hardy, James Gordon, John W. Parks and J. Cary West- ton, or any three of them, for the purpose of receiving subscriptions to an amount not exceeding five hundred thousand dollars, in shares of one hundred dollars each, to constitute the capital stock of a company to be called The Nor- folk City Water Company.

2. The said company may acquire and hold lands not exceeding twenty acres in the city and county of Norfolk, and shall have the same rights and powers in respect to obtaining right of way for their pipes, aqueducts and other necessary structures and fixtures for the securing and conveying a supply of water from Deep creek, or such other place as the company may select, as are conferred upon railroad and other internal improvement companies by the Code of Vir- ginia; and they may hold, use and employ such machinery, boats, apparatus and other appliances as they may deem necessary or proper for supplying the said city with water, and for the transaction of their business.

3. The said company may make such by-laws, rules and regulations for the government and management of the stock, property and affairs of said company, and may establish and collect such rates of charges for the use of water as they may deem proper; and they are hereby authorized to open streets, lanes, alleys and public squares of said city for the purpose of laying down their water pipes and other necessary fixtures for the distribution of water: provided, that any injury done thereby to pavements shall be repaired at the cost of said company.

4. Be it further enacted, that any person who shall open a communication with the main or other water pipe of said company, without authority from the president or superintendent thereof, or shall willfully let on the water after it has been stopped by order of the president and superintendent, for repairs or any other purpose, or shall put up any pipes in addition to the pipes originally put up and inspected, or introduce water into them without authority as afore- said, or shall willfully do or cause to be done any act whereby the works of the

company or any portion thereof shall be obstructed, injured or destroyed, such person shall forfeit for each offense not less than ten or more than fifty dollars, to be recovered before the mayor or any justice of the peace, one half to the in- How recovered.
 former, and the other half to the register of said city for its own use; and shall moreover forfeit and pay to the said company double the amount of damages sustained by reason of such offense or injury, to be recovered by action or motion in any court of record.

5. Be it further enacted, that the city of Norfolk may subscribe to the whole Norfolk may
 or any part of the capital stock of this company remaining unsubscribed: pro- subscribe to this
 vided, that before the same is done by the councils of said city, the question shall company.
 be submitted to the legally qualified voters of said city, a majority of whom voting at that time in favor of said subscription shall be sufficient to authorize the same; and said councils shall thereupon make such subscription to the amount authorized by said election.

6. Be it further enacted, that the mayor of said city is hereby required to order When election
 an election to be held at any time, upon ten days' notice in writing, signed by a to be held on
 majority of the above named commissioners, specifying the amount of capital question of
 stock proposed to be subscribed by said city; of which election he shall publish subscribing.
 twenty days' notice in the newspapers of said city.

7. Be it further enacted, that in case the said city of Norfolk should become Norfolk may
 a stockholder in said company, the said city may issue bonds, bearing interest not issue bonds to
 exceeding seven per centum per annum, for the purpose of paying up said pay stock.
 stock; which bonds shall be known as "the Norfolk city water bonds;" and shall How nominated.
 not be applied or used for other purposes; and all dividends or other income derived from the stock of said city in said company or works, shall be applied exclusively to the payment of the interest and principal of said bonds.

8. Be it further enacted, that said company may borrow money upon their Company author-
 bonds or other evidences of debt, bearing interest not exceeding seven per centum ized to borrow
 per annum; which bonds may be secured by a pledge of the income and prop- money.
 erty of said company, or may, by order of said city council, be guaranteed by the said city of Norfolk.

9. This act shall be in force from its passage. Commencement

CHAP. 323.—An ACT to recharter the Mount Crawford water company.

Passed December 21, 1855.

Whereas by an act of the general assembly of Virginia, passed January twelfth, Preamble.
 eighteen hundred and thirty-five, the Mount Crawford water company in the county of Rockingham was incorporated: and whereas the charter of said com-
 pany expired by limitation on the twelfth day of January eighteen hundred and
 fifty-five; therefore,

1. Be it enacted by the general assembly, that the present stockholders to the Mount Crawford
 Mount Crawford water company, and their successors, shall be and the same are water company
 hereby made a body politic and corporate by the name and style of The Mount incorporated.
 Crawford Water Company; and by that name, shall be subject to all the rules, regulations and restrictions imposed and entitled to all the rights, privileges and benefits conferred by the Code of Virginia regulating joint stock companies.

2. The capital stock of said company shall not exceed six thousand dollars, Capital.
 and shall be divided into shares of twelve and a half dollars each.

3. The acts of the Mount Crawford water company, done and performed Acts of company
 between the periods of the day of its expiration by limitation and the date of the since charter ex-
 passage of this act, in conformity with the provisions of its charter, shall be and pired legalized.
 are hereby legalized and confirmed in the same manner as if the charter of said company had not expired.

4. This act shall continue in force for twenty years from and after its passage. Commencement

CHAP. 324.—An ACT incorporating the Portsmouth and Lake Drummond water company.

Passed March 15, 1856.

1. Be it enacted by the general assembly, that it shall be lawful for Winchester Books of sub-
 Watts, George W. Grice, Thomas Brooks, junior, M. W. Armistead, Robert scription, by
 Dickson, Washington Reed, and such others as a majority of the above named whom opened.
 persons shall appoint, each to open books at such time and places as each of them may think proper, for the purpose of receiving subscriptions to a joint Capital
 capital stock, not exceeding in the whole the sum of one hundred thousand dol-
 lars, to be divided into shares of fifty dollars each, for the purpose of construct- Object of cor-
 ing an aqueduct and other water works necessary to convey water to the town poration.
 of Portsmouth from Lake Drummond, or from some other point nearer to the said town.

2. That when five hundred shares shall have been subscribed, the subscribers When company,
 and their successors shall be a body politic and corporate under the name and incorporated.