

ACTS
OF THE
GENERAL ASSEMBLY
OF
VIRGINIA,
PASSED AT
THE EXTRA AND REGULAR SESSIONS
IN
1849 & 1850,
AND IN
THE SEVENTY-THIRD AND SEVENTY-FOURTH YEARS
OF
THE COMMONWEALTH.

RICHMOND:
WILLIAM F. RITCHIE, PUBLIC PRINTER.

1850.

9. *Be it further enacted*, That if any subscriber shall fail to pay the amount subscribed by him at the time prescribed by the president and directors, it shall be lawful for the said company to recover the amount which shall be so due, by action of debt in any court of record within this commonwealth or before a justice of the peace, and such delinquent shall receive no dividend until the amount so due upon his subscription shall have been paid. Remedy against delinquent subscribers.

10. *Be it further enacted*, That if any person or persons shall divert, use, apply or draw off any part of the water so by the said company introduced into said town, without the consent of the said company first had and obtained, or shall wilfully do or cause to be done any act or acts whatever, whereby any pipes, conduit, plug, reservoir or other works of said company shall be obstructed, injured or destroyed, the person or persons so offending shall be subject to a penalty of not less than ten nor more than twenty dollars for each and every such offence, to be recovered by warrant before the mayor of said town or any justice of the peace of the county in which the said offence shall have been committed, one half to be paid to the informer and one half to the treasurer of said town for its own use, and shall moreover forfeit and pay to the said company double the amount of damages sustained by means of such offence or injury, to be recovered in the name of said company with costs of suit by action, to be brought in any court of record in this state; and if said company, their officers or agents shall refuse to permit the free use of said water in the case of any building or buildings in said town being on fire, they shall be subject to the action of the party injured by such refusal and shall pay such damages as a jury may assess. Penalty for using illegally or injuring pipes, &c. How recoverable. Penalty on company for refusing use of water at fires.

11. *Be it enacted*, That the common council of said town shall have power to pass ordinances for the protection from injury by adequate penalties, not exceeding twenty dollars in any one case, of the works and property of the said company. Power of council of town to protect works.

12. *Be it further enacted*, That if the said company shall not be organized by the appointment of a president and directors within five years from the passage of this act, then all its provisions shall be null and void. When company to be organized.

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

CHAP. 214.—An ACT to extend the charter of the Wythe watering company, and for other purposes.

[Passed March 13, 1850.]

1. *Be it enacted by the general assembly*, That the charter of "The Wythe Watering Company," as granted by the act, entitled "An act to incorporate the Wythe watering company in the county of Wythe," passed March twenty-first, eighteen hundred and thirty-six, shall be and the same is hereby renewed and extended from the twenty-first day of March eighteen hundred and fifty-six, to the twenty-first day of March eighteen hundred and seventy-six, together with all the rights, privileges and immunities to said company which are granted by said act: *Provided however*, That the corporation of the town of Wytheville in said county of Wythe shall have authority at any time to purchase from said company all the shares of stock therein, upon such terms as may be agreed on between said company and the corporate authorities of said town, to be sanctioned by the concurrence of three-fourths of all the voters of said town. Upon such purchase being made, all the rights, privileges and immunities granted to said company by the above recited act and by this act, together with all property of said company shall be vested in, enjoyed, exercised and held by the corporation of said town, and all the authority and powers of the said company and their directors shall thereafter be exercised by the trustees of the said town as fully and completely as they can now be exercised by said company and directors, and thereupon said company shall become extinct as a corporation. Charter of Wythe watering company renewed. Its duration. Wytheville authorized to purchase out company. Rights, powers and privileges thereupon.

Term of office of directors.	2. If there should be a failure to elect directors at any time, as prescribed by the aforesaid act, the president and directors of said company then in office shall continue in office till their successors shall be appointed; and if by death or otherwise a vacancy should at any time occur in the directory, the remaining directors shall have authority to fill the vacancy by appointment from among the stockholders of said company.
Vacancies supplied.	
Trustees of Watontown to provide lot for baths, &c.	3. <i>Be it further enacted</i> , That the trustees of the town of Watson be and are hereby authorized and directed, out of the land, lots and parts of lots now held by them, or which may hereafter be held by them, to set apart and appropriate such quantity of land and such lots or parts of lots as in their discretion will be amply sufficient for the erection of an adequate number of baths, pavilions, &c., for the comfortable accommodation of visitors.
Lot vested in trustees.	4. <i>Be it further enacted</i> , That said land, lots and parts of lots when so set apart and appropriated by an act or resolution of the board of trustees, shall be vested in the trustees of said town and their successors in office, in the same manner and for the same uses, trusts and purposes as the half acre of land in the act establishing said town mentioned, and with full power and authority on the part of said trustees to erect thereon such buildings, reservoirs, bath-houses, pavilions, &c., as in their discretion the health, comfort and pleasure of visitors require or will best promote the objects of the trusts confided in them.
Power to erect buildings, baths, &c.	
Use of springs to be granted to citizens.	5. <i>Be it further enacted</i> , That the trustees of said town be and are hereby authorized, upon such terms and conditions, and in such manner as they may deem most advantageous, to grant to the inhabitants thereof the use of the water from the mineral springs, and also from the springs on the lands held by them east of Bear ridge.
Power to pass by-laws.	6. <i>Be it further enacted</i> , That the trustees of said town be and are hereby authorized and empowered to make and establish such laws, by-laws, rules and regulations, and to impose such fines, penalties, assessments and contributions, not contrary to the laws and constitution of this state or of the United States, as they may deem necessary for the good of the said town and for the control, protection and improvement of the property, real and personal, vested in or held by them in and adjoining said town; and should the collector appointed by said trustees, as provided in the act of February fourth, eighteen hundred and thirty, fail or be unable to collect any such taxes, fines, penalties, assessments or contributions as may be imposed under such laws, by-laws, &c., the same may be recovered by warrant in the name of the president of the board of trustees before any justice of the peace in the commonwealth.
How fines, &c. may be enforced.	
Commencement.	7. This act shall be in force from its passage.

CHAP. 215.—An ACT to incorporate the Alexandria gas light company.

[Passed March 22, 1850.]

Alexandria gas light company incorporated.	1. <i>Be it enacted by the general assembly</i> , That Robert Jamieson, Richards C. Smith, John B. Daingerfield, William H. Fowle, Benjamin H. Lambert, William G. Cazenove, George H. Smoot and Reuben Zimmerman, and such other persons as may be hereafter associated with them, shall be and they are hereby incorporated and made a body politic and corporate under the name and style of "The Alexandria Gas Light Company," with full power to construct suitable works for the manufacture, distribution and sale of gas from bituminous coal or other substances for the purpose of public and private illumination. And for the purpose of carrying into full effect the works herein provided for, the said company shall have power to purchase and hold such real estate, not exceeding three acres, as may be necessary for that object; and they are hereby invested with all the rights, powers and privileges conferred by an act, entitled "An act prescribing general regulations for the incorporation of manufacturing companies," passed February the thirteenth, eighteen hundred and thirty-seven, and are hereby made
Real estate.	
Rights, powers and liabilities. Acts 1836-7, p. 74-79.	