

THE

Acts and Resolves

PASSED BY THE

GENERAL ASSEMBLY

OF THE

STATE OF VERMONT,

AT THE

OCTOBER SESSION,

1859.



PUBLISHED BY AUTHORITY.

MONTPELIER:

E. P. WALTON, PRINTER.

1859.

No. 77.—AN ACT TO INCORPORATE THE HYDEPARK
WATER COMPANY.

SECTION

1. Members, name and powers of corporation.
2. First meeting. Officers and By-laws.
3. Capital stock. Indebtedness of corporation.
4. Corporation empowered to take the waters of certain fountains, &c.

SECTION

5. Corporation may dig up any street, &c. to lay and keep in repair their aqueducts, &c. Proviso.
6. Corporation may enter upon land necessary for their aqueduct to pass through. To agree with owner for use of same.
7. This act to be under control of the legislature.

It is hereby enacted by the General Assembly of the State of Vermont, as follows :

SEC. 1. Such persons as may hereafter become stockholders in said company, are hereby constituted a body corporate, by the name of the Hydepark Water Company, with the powers incident to corporations, and may hold real and personal estate not exceeding five thousand dollars, for the purpose of constructing and maintaining an aqueduct to supply the inhabitants of the village of Hydepark in the county of Lamoille with pure water.

SEC. 2. A majority of the stockholders are authorized to call the first meeting of the corporation to be holden in the village of Hydepark, at such time and place as they may appoint, at any time within one year from the passage of this act, for the purpose of choosing such officers as may be deemed necessary, by posting up a notification thereof in two public places in said village, at least six days before said meeting; and the said corporation may at such meeting, and at all other meetings legally notified, make, alter and repeal such by-laws, rules and regulations as shall be deemed necessary for the regulation and management of said corporation, not repugnant to the laws of this or the United States.

SEC. 3. The said corporation may divide their stock into as many shares, and provide for the sale and mode of transfer thereof, as said corporation may from time to time deem proper and expedient, and may levy and extend execution on such shares according to law ; and if the indebtedness of said corporation shall at any time exceed three-fourths of the amount of capital actually paid in, the directors and stockholders shall be personally liable for said excess.

SEC. 4. The said corporation are hereby empowered to take the waters of such fountains, springs and streams issuing therefrom as they may purchase of the owners thereof for that purpose, and not otherwise, and not to alter, change or convert any existing rights or possession of such owner without grant or compensation therefor.

SEC. 5. Said corporation may dig up and open any street, common or highway in the town of Hydepark necessary for constructing reservoirs and laying said aqueduct or for repairing the same: *Provided*, the same be done in such a manner, as not to prevent the convenient passing of teams and carriages, and to be completed in a reasonable time, and so as not to disfigure said common or highways.

SEC. 6. The said corporation is hereby authorized and empowered to enter upon and use any land through which it may be necessary for said aqueduct to pass on the most direct and practicable route, from whence said water may be taken to the street, highway or place through which the same is to be conveyed, for the purpose of placing said reservoirs, conduits or pipes as may be necessary for constructing and repairing said aqueduct, by agreeing with the owners of said land for the use or the damage of the same, and paying such sum or sums as agreed upon.

SEC. 7. This act shall be under the control of any future legislature, to alter amend or repeal; and shall take effect from its passage.

Approved November 21, 1859.

No. 78.—AN ACT TO INCORPORATE THE PLAINFIELD AQUEDUCT COMPANY.

SECTION

1. Corporators. Name and powers of corporation.
2. First meeting. By-laws. Assessments.
3. Corporation may take waters of certain fountains, &c. may dig up any street, &c. to lay and keep in repair their aqueduct, &c. Proviso.
4. Corporation may enter upon lands necessary for their aqueducts to pass through and lay pipes, &c. May agree with owner for same. Corpo-

SECTION

- ration or owner may apply to county court. Commissioners appointed. Proceedings and decision.
5. Power of corporation to contract debts &c.
6. Inhabitants may draw water from pipes to extinguish fires.
7. This act to be subject to certain general laws, and be under the control of the legislature. Takes effect from its passage.

It is hereby enacted by the General Assembly of the State of Vermont, as follows:

SEC. 1. James Batchelder, Spencer Lawrence, Daniel Batchelder, Henry Kinney, James M. Batchelder and Charles H. Heath, and their associates and successors, are hereby constituted a body corporate, by the name of the Plainfield Aqueduct Company, with the powers incident to corporations, and may hold real and personal estate not exceeding ten thousand dollars in value, for the purpose of constructing and maintaining an aqueduct to