

THE

Acts and Resolves

PASSED BY THE

GENERAL ASSEMBLY

OF THE

STATE OF VERMONT.

AT THE

OCTOBER SESSION.

1856.



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1856.

No. 122.—AN ACT TO INCORPORATE THE NORTH-FIELD AQUEDUCT COMPANY.

SECTION

1. Name, object and power of corporation.
2. By-laws.
3. Capital stock. Assessments on shares. Rents.
4. Powers and duties in laying down and repairing aqueduct.

SECTION

5. Corporation may enter upon enclosed land to lay down aqueduct. Damages how determined.
6. Penalty for injuring aqueduct, &c.
7. Act to be subject to the provisions of chapter 83 c. s. and to the control of the legislature.

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

SEC. 1. That the "Northfield Aqueduct Company," formed under the general laws of this state, is hereby constituted a body corporate by the name of the Northfield Aqueduct Company, with powers incident to corporations, and may hold real and personal estate, not exceeding five thousand dollars in value, for the purpose of constructing and maintaining an aqueduct for the purpose of supplying the inhabitants of the village of Northfield with water for domestic and other purposes: *Provided*, That said company, at its annual meeting, or a meeting duly holden for that purpose, shall vote to accept of this act of incorporation.

SEC. 2. Said corporation may, at its annual meeting, and all other meetings legally notified for that purpose, make, alter and repeal such by-laws, rules and regulations, as may be thought necessary, and not repugnant to the laws of this state.

SEC. 3. The capital stock of said company shall be one hundred shares of twenty-five dollars each, which stock may be increased by said corporation to two hundred shares, and said corporation may provide for the sale and mode of transfer thereof, as said corporation may from time to time deem expedient, and may levy and collect assessments on said shares, according

to law, and fix the rates of rents and the same alter at pleasure, and shall have the power to sue for and collect said water rates or rents when necessary.

SEC. 4. The said corporation may take the waters of such fountains and springs as they have, or may purchase of the owners for that purpose, and may dig up and open any street, common or highway, for the purpose of constructing and laying down or repairing such aqueduct or reservoirs connected with the same: *Provided*, The same may be done in such a manner as not to prevent their convenient use for travel, and to be completed in a reasonable time and in such a manner as not to disfigure or injure said street, common or highway; and in all cases where said corporation shall lay or repair any of their pipes in any enclosed field, they shall pay all damages done to crops thereon, and leave the surface of said lands, as near as may be, in as good condition as before laying or repairing said pipes.

SEC. 5. The said corporation may enter upon and use any land and enclosure through which it may be necessary for said aqueduct to pass, on the most practicable route from whence its waters may be taken, for the purpose of placing such reservoirs and pipes as may be necessary for constructing, completing and repairing said aqueduct, and may agree with the owner or owners thereof for the use of the same, but in case of disagreement, or if any owner thereof be a minor, insane or out of the state, or otherwise incapacitated to sell and convey, said corporation, or the owners or persons interested in lands so entered upon, may apply to the judges of the county court for the county of Washington, by petition, who shall appoint forthwith three disinterested persons to view the premises and assess the damages sustained by the owners or occupants of such lands, by the construction of said aqueduct, and said committee shall appraise such damage on oath, and report the same to the coun-

ty court for the county aforesaid, at its first session thereafter ; and if said report shall be accepted by said court, the court shall render judgment thereon, and may issue an execution therefor with costs.

SEC. 6. Any person who shall maliciously disturb or injure said aqueduct, spring or reservoirs, or any enclosure of the same, shall be liable to be prosecuted by information, complaint or indictment, and on conviction thereof shall be fined not less than five dollars nor more than twenty dollars, and costs of prosecution, and shall also be liable to said corporation for all damages.

SEC. 7. This act shall be subject to the provisions of chapter eighty-three of the compiled statutes, entitled "of private corporations," and may be altered, amended or repealed, as the public good may require.

SEC. 8. This act shall take effect from its passage.

Approved, November 18, 1856.

No. 123.—AN ACT TO INCORPORATE THE WINDHAM COUNTY TYPOGRAPHIC COMPANY.

SECTION

1. Corporators. Name, object and powers of corporation.
2. Managing officers.
3. By-laws.
4. First meeting. Capital stock.
5. Directors' liability for debts until capital is paid in.
6. Capital may be reduced. Vote reducing it to be recorded in town clerk's office within thirty days.
7. Stockholders' liability if capital stock be withdrawn before debts are paid.

SECTION

8. Liability of directors if they pay dividends when company is insolvent.
9. Indebtedness of company.
10. Liability of officers for falsely certifying, &c.
11. Contribution.
12. Shares to be deemed personal property. How attached and sold on execution.
13. Corporation to make report to legislature when required.
14. Act under the control of future legislatures.