

THE
Acts and Resolves
PASSED BY THE
GENERAL ASSEMBLY
OF THE
STATE OF VERMONT,
AT THE
OCTOBER SESSION,
1858.



PUBLISHED BY AUTHORITY

BRADFORD:
JOSEPH D. CLARK, PRINTER.
1858.

SEC. 9. Said corporation shall have power to make, alter, or amend such by-laws, from time to time, as they may deem best to carry into effect the provisions and intent of the foregoing act.

SEC. 10. No member of said corporation shall be deemed incompetent to act as sheriff, constable, or witness in any cause or proceeding in which said corporation shall be interested; and this act shall be under the control of future legislatures to alter, amend, or repeal, as the public good may require.

SEC. 11. At the first meeting of the legal voters of said village of Bradford, to be holden as provided in section two of this act, the justices warning such meeting shall insert in such warning an article, as follows: "To see if the legal voters of the village of Bradford will accept and approve the act of incorporation of said village;" and, if the majority of the legal voters present at such meeting are in favor thereof, then this act shall be in full force, otherwise void, and of no effect whatever.

Approved, November 25, 1858.

No. 76. — AN ACT IN ADDITION TO AN ACT INCORPORATING THE VILLAGE OF RUTLAND.

SECTION

1. Village may appoint three commissioners.
2. Vacancies, how filled.
3. Duties of said commissioners.
4. Village may have an action against

SECTION

- persons using water from the aqueduct without permission.
5. Penalty for maliciously diverting or corrupting, &c., the water of said aqueduct.

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

SEC. 1. The village of Rutland, in addition to the officers it is now authorized to appoint, may appoint three water com-

missioners, each one to hold his office for the term of three years from the first day of July next after his election.

Sec. 2. Each of the commissioners which have been appointed by said village shall hold his office for the term for which he was appointed ; and if any vacancy shall occur in the office, by reason of the death, resignation, or removal of any commissioner already appointed, or that may hereafter be appointed, said village may fill the vacancy by an appointment for the unexpired term for which said commissioner was elected.

Sec. 3. The water commissioners which have been or may be appointed by said village, two of whom shall constitute a quorum for transacting business, shall have the control and management of the aqueduct laid by said village ; may, from time to time, grant permits for the water from said aqueduct, and upon such terms and conditions, and for such compensation or rent, as they shall from time to time establish and prescribe, subject to such general rules and regulations as may be established by said village.

Sec. 4. If any person shall use any of the water from said aqueduct without the permission of said commissioners, an action of trespass on the case may be maintained by said village against him for the recovery of damage therefor, with full costs.

Sec. 5. If any person shall wantonly or maliciously divert the water, or any part thereof, from the said aqueduct, or shall corrupt the same, or render it impure, or shall wantonly or maliciously interfere with the distribution and flow of the water of said aqueduct, by altering, opening, or shutting any stop-cock, gate, hydrant, or gauge in or attached to said aqueduct, every such person shall forfeit and pay to said village three times the amount of the damages that shall be assessed therefor, to be recovered with full costs in an action of trespass on the case ; and any such person, moreover, may, on conviction of either of the wanton or malicious acts aforesaid, be punished by fine not

exceeding three hundred dollars, and imprisonment not exceeding one year.

Approved, November 16, 1858.

No. 77. — AN ACT IN ADDITION TO AN ACT ENTITLED “AN ACT INCORPORATING THE INHABITANTS OF THE CENTRE VILLAGE IN SPRINGFIELD.”

SECTION

1. The selectmen to have power to re-survey and alter the limits of the village in certain cases.
2. Selectmen to make return of their doings to clerk of corporation.

SECTION

3. Legal voters in town-meeting residing upon territory annexed to said corporation to become members of the corporation.
4. Act takes effect from its passage.

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

SEC. 1. The selectmen of Springfield may, upon the application of the Springfield Centre Village Corporation, re-survey, alter, and more clearly define and establish the limits and boundary-lines of said corporation; and thereafter, from time to time, upon similar application, change or alter said limits so established, by enlarging or diminishing the size of the same, as to said selectmen shall seem just and proper. *Provided*, however, that no territory shall be annexed to said corporation, under the second clause of this section, without the consent, in writing, of a majority of the legal voters residing thereon.

SEC. 2. Upon the establishment of the limits of said corporation, under the first clause of the preceding section, as well as upon the alteration of said limits, under the second clause there-