

Carriages, or in teams, two Cents each — Sheep & swine for each dozen Six Cents & at the same rate for a greater or less number. And in all cases the same toll shall be paid for all carriages passing said bridge whether the same be loaded or not. And to each team one man and no more shall be allowed as a driver to pass free of toll. And the toll shall commence at the day of the first opening of the bridge aforesaid for passengers and shall continue for & during the term of seventy years from the said day, & be collected as shall be prescribed by said Corporation —

Proviso.

*provided* the said proprietors shall at all times keep the said Bridge in good & passable repair. And at the End of the said term of seventy years the property of the said Bridge shall enure to & be vested in this Commonwealth.

Time for erection.

SECT. 5. *And be it further enacted* that if the said Corporation shall neglect or refuse for the space of five years from the passing this Act to build and compleat the said Bridge, then this Act shall be void and of no effect.

*Approved March 8, 1797.*

**1796. — Chapter 75.**

[January Session, ch. 41.]

AN ACT TO INCORPORATE SOLOMON VOSE AND OTHERS, PROPRIETORS OF AN AQUEDUCT IN NORTHFEILD.

SECT. 1. *Be it Enacted by the Senate and House of Representatives in General Court assembled and by the Authority of the same,* That Solomon Vose, Medad Pomeroy, Caleb Lyman, Edward Houghton, Eleazer Stratton, Elijah Mattoon, Eliphaz Wright, Josiah White and Samuel Feild all of Northfeild in the County of Hampshire and such other persons as are, or may be associated with them be and they and their successors hereby are constituted a corporation by the name of the proprietors of the Aqueduct in Northfeild for the purpose of conveying water by subteraneous pipes in the Town of Northfeild.

Persons incorporated.

First meeting.

SECT. 2. *And be it further Enacted;* that any three of the persons above named may by notification to be posted at the house of Edward Houghton Inholder in said Northfeild call a meeting of the said Proprietors to be holden at said Houghton's on any suitable Time seven days at least after posting such notification; and the said proprietors by a major Vote of those present, or represented as herein after provided at said meeting, accounting one Vote to

To choose officers, &c.

each share, shall choose a Clerk, agree upon the mode of calling future meetings of the said proprietors, and may also elect any other officers which to them may seem necessary for carrying into effect the object of their Incorporation. — And the said proprietors at the same or any subsequent meeting of the Corporation may enjoin and order fines and penalties for the breach of any bye Laws not exceeding thirteen dollars for any one breach of said Laws. — And all persons appearing at any of said meetings to represent any of the said proprietors shall have therefor an appointment in writing signed by the person to be so represented, which shall be recorded by the Clerk of the Corporation; whose duty it shall be truly to enter and record in a Book to be kept for that purpose, this Act and all Rules and bye Laws, Votes and Proceedings of the said corporation; which Book shall be subject to the Inspection of any person or persons appointed by the Legislature, and the Clerk of said Corporation shall be sworn to the faithfull discharge of the duties of his office.

Qualifications of Proxies.

Books may be inspected.

SECT. 3. *Be it further Enacted*, That the said proprietors be and they hereby are authorized to enter upon and dig up any highway for the purpose of placing such pipes as may be necessary to complete said Aqueduct or of repairing the same; *provided* they do not thereby impede the passing of Travellers.

Proprietors may dig up Highway.

Proviso.

SECT. 4TH. *And be it further Enacted*, that any share or shares in said property shall be liable to attachment on *mesne* process, and such attachment shall be made by leaving an attested copy of such process with the proprietor's Clerk at the time of such attachment; and such share or shares may be sold on Execution in the same manner as is or may be provided for the sale of personal property by execution; the officer making sale, leaving a Copy of the execution with his return on the same with the Clerk of the proprietors within ten days after such sale.

Case of attachment.

SECT. 5TH. *Be it further Enacted*, that any person wilfully injuring said Aqueduct shall be subject to the same penalties as are provided in the second section of an Act intitled an act for the more effectually preventing trespasses in divers cases passed in the year of our Lord one thousand seven hundred and eighty five, and shall be liable to make good all Damages so done to said Proprietors.

Persons injuring Aqueduct.

*Approved March 9, 1797.*