

An Act to establish a Fire Department in the Town of Great Barrington. *Chap. 350*

*Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows :*

SECT. 1. A fire department is hereby established in the town of Great Barrington, subject to all the duties and liabilities, and with all the powers and privileges, set forth and contained in an act entitled "An Act to regulate Fire Departments," passed on the ninth day of April, in the year one thousand eight hundred and thirty-nine. <sup>Powers, duties, &c.</sup>

SECT. 2. This act shall take effect from and after its passage. [*Approved by the Governor, April 22, 1854.*]

An Act to authorize the Town of Plymouth to procure a supply of Water. *Chap. 351*

*Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows :*

SECT. 1. The town of Plymouth, in the county of Plymouth, is hereby authorized, by and through the agency of such officers as the legal voters of said town may elect, to acquire and hold by purchase, and convey through any part of said town, the water of any pond, spring, or stream in said town; to purchase the franchise, rights, fixtures, and property of any aqueduct corporation now in existence in said town, and to acquire and hold by purchase, any lands or other real estate, not exceeding in value twenty thousand dollars, which may be necessary for constructing and maintaining an aqueduct for the supply of pure water to the inhabitants of said town of Plymouth; and said town may erect and establish such dams, reservoirs and hydrants, as may be found desirable, and in general do any act necessary or proper for the purpose of constructing and maintaining said aqueduct. <sup>May purchase water, &c., and construct an aqueduct.</sup>

SECT. 2. Said town may lay such pipes as may be necessary for the distribution of water in said town, prescribe the purposes for which hydrants may be used, regulate the use of water, and establish such prices to be paid for the use of the same, as they may deem expedient and proper: *provided*, that not less than five dollars per annum shall be charged for each family using the same, and a like proportion in other cases. <sup>May erect dams, &c.</sup> <sup>May lay pipes, and regulate water rents.</sup>

SECT. 3. The said town of Plymouth shall be liable to <sup>Proviso.</sup> <sup>Damages, &c.</sup>

pay all damages that shall be sustained, by any person or corporation, in their property, by the construction of any dam, aqueduct, reservoir or other works, for the purposes of this act, to be assessed in the manner provided in the one hundred and sixteenth chapter of the Revised Statutes; but nothing in this act shall authorize said town to flow the lands of any person or persons without their consent.

Not to flow  
without con-  
sent.  
May issue scrip

SECT. 4. For the purpose of defraying the expense of the construction of said aqueduct, and of the purchase of any lands, real estate, rights and franchises, and all other expenses incident to the same, the said town may issue scrip, notes, or certificates of debt, to be called Plymouth Water Scrip, to an amount not exceeding thirty thousand dollars, bearing interest at a rate not exceeding the legal rate in this Commonwealth, said interest payable semi-annually, and the principal payable at periods not exceeding thirty years from the date of the issue of said scrip, notes or certificates. And said town, in such manner as its legal voters may elect, may sell the same, from time to time: *provided*, no scrip shall be issued for the payment of any interest on money borrowed for the purpose of this act, after the expiration of two years from the completion of said waterworks.

Proviso.

Surplus income  
how applied.

SECT. 5. The surplus of the net income derived from said waterworks, after payment of the semi-annual interest upon said scrip, and after deducting all the charges of distribution and repairs, and other expenses incident to the same, shall be set apart as a sinking fund, which, with the accumulated interest upon the same, shall be devoted to the payment of said scrip at maturity. And the selectmen of said town, for the time being, shall be commissioners to hold, invest and manage said sinking fund, rendering to said town, at each annual meeting, a statement of the condition thereof.

Selectmen to  
manage sink-  
ing fund.

SECT. 6. The selectmen of said town of Plymouth shall notify and warn the legal voters of said town, to meet at such time and place as said selectmen shall direct, not exceeding six months from and after the passage of this act, for the purpose of giving in their printed or written votes, upon the question whether they will accept the same; and if a majority of the vote so given shall be in the negative, this act shall be null and void.

When to take  
effect.

SECT. 7. This act shall take effect from and after its passage. [*Approved by the Governor, April 22, 1854.*]