

L. Blough

L A W S

OF THE

STATE OF NEW HAMPSHIRE

PASSED JANUARY SESSION,

1891.

Legislature Convened January 7, Adjourned April 11, 1891.

WITH AN APPENDIX, CONTAINING THE LAWS PASSED AT A SPECIAL
SESSION, DECEMBER, 1890.



TEMPLE & FARRINGTON COMPANY,
STATIONERS & BLANK BOOK MANUFACTURERS,
MANCHESTER, N.H.

SECT. 8. The annual meeting of said corporation shall be ^{Meetings.} holden at such time and place in this state as the corporation by their by-laws, or the directors for the time being, shall appoint, at which meeting the directors shall be chosen by ballot; and the three first persons named in this act, or any two of them, are hereby authorized to call the first meeting of the corporation, at which meeting they may transact any business they may deem proper, by advertising the same three weeks successively in the newspaper printed nearest to said Hart's Location; and the directors are authorized to call special meetings of the members or stockholders whenever they shall deem it expedient, giving such notice as the corporation by their by-laws shall direct.

SECT. 9. Said corporation is authorized to lease its road to ^{Power to} any other corporation in this state, and said railroad are author- ^{lease.} ized to make such other contracts in relation to the use and occupation of said railroad as by the directors thereof may be deemed expedient, to accommodate the business or interests of the same.

SECT. 10. This act shall be void as to all of said railroad line ^{Time limited.} which is not constructed within ten years from the passage of this act.

SECT. 11. The legislature may alter, amend, or repeal this act ^{Subject to re-} whenever the public good may require; and this act shall take ^{peal; takes} effect ^{effect.} on its passage.

[Approved April 7, 1891.]

CHAPTER 261.

AN ACT FOR THE ENLARGEMENT AND EXTENSION OF THE SYSTEM OF WATER-WORKS IN THE CITY OF CONCORD.

SECTION

1. City may take additional land; as-
essment of damages.
2. Privileges in highways.
3. Use of water obtained under this act.

SECTION

4. Taxation.
5. City may issue bonds and levy taxes.
6. Exemption from taxation.
7. Takes effect; repealing clause.

Be it enacted by the Senate and House of Representatives in General Court convened:

SECTION 1. The city of Concord, in the county of Merrimack, ^{City may take} in addition to the powers conferred by chapter 69 of the Laws of ^{additional} 1871, authorizing said city to contract, manage, maintain, and ^{land; assess-} own suitable water-works, and chapter 175 of the Laws of 1881, ^{ment of dam-} authorizing an enlargement of said water-works and granting ^{ages.} additional powers in relation thereto, is hereby further authorized to enter upon and appropriate any springs, streams, or

ponds in the towns of Boscawen and Webster, in said county of Merrimack, not belonging to any aqueduct or water-works company, and to secure such streams, springs, and ponds, by conveyances, or otherwise; to dig ditches, make excavations and reservoirs through, over, in, and upon any land or inclosure through which it may be necessary for said pipes and water to pass, or said excavations, reservoirs, and water-works to be or exist, for the purpose of obtaining, holding, preserving, and conducting said water, and to place such pipes, other materials, and works as may be necessary for completing and operating the works provided for in this act, or repairing the same; and is also authorized to take land for necessary ways from highways to its pipe line: *provided*, that if it shall be necessary to enter upon and appropriate any springs, streams, ponds, or land for the purposes aforesaid, or to raise or lower the level of the same, and the said city shall not be able to agree with the owners thereof for the damages which may be done by said city, or the owners shall be unknown, either party may apply to the supreme court at the trial term thereof in the county of Merrimack to have the damages determined; and said court shall refer the same to the county commissioners for said county, who shall appoint a time and place of hearing, and give notice thereof in the same manner as now provided by law for laying out highways. Said commissioners shall make report to said court, and said court may issue execution therein accordingly; but if either party shall desire it, upon application to said court before reference to said commissioners, they shall be entitled to trial by jury in such manner and under such regulations as the court may prescribe.

Privileges in highways.

SECT. 2. Said city is empowered to purchase, and hold in fee simple or otherwise, real and personal estate in said towns of Boscawen and Webster, and in said Concord, necessary for carrying into effect the purposes of this act; and said city is authorized to enter upon and break ground, dig ditches, and make excavations in any street, place, square, passageway, or highway in said towns of Boscawen and Webster through which it may be necessary for the pipes and water-works of said city to pass, be, or exist, for the purpose of placing pipes, hydrants, or water-works, and such material as may be deemed necessary for the construction of said water-works, and to re-lay and repair the same, subject to such regulations in regard to the safety of the citizens and the security of public travel as may be prescribed by the selectmen of said Boscawen and Webster with reference to the portion of said works that may be located or situated in said towns.

Use of water obtained under this act.

SECT. 3. Said city is also authorized and empowered to use the water obtained by virtue of the provisions of this act for the purpose of supplying its citizens with water, and may contract with individuals and corporations in said city for supplying them with water; and is authorized to make such contracts and to establish such regulations and tolls for the use of said water as may from time to time be deemed proper; and shall furnish

such citizens of Boscawen as desire it, who reside in the village of Penacook, and in the compact part of the village of Boscawen Plain, water for domestic uses at the same rates it furnishes water for like uses to its own citizens, and shall furnish water for hydrants in the same localities at rates to be established from time to time by the city, or its water board.

SECT. 4. Said town of Boscawen is hereby authorized to levy ^{Taxation.} such taxes as may be necessary to defray the expenses of water furnished by said city for extinguishing fires, upon the taxable inhabitants and property of said town, or upon the taxable inhabitants and property of any precinct that may be organized in said town under the provisions of law.

SECT. 5. Said city is authorized to borrow such sums of ^{City may} money on the credit of the city as may from time to time be ^{issue bonds,} deemed advisable, for the purpose of defraying the expense of ^{and levy} constructing, maintaining, and operating said water-works, and ^{taxes.} issue notes or bonds of the city therefor in such denominations, and payable at such times and at such rates of interest, as may be thought proper; and may levy such taxes as may be deemed advisable, for the same purposes, or for paying any sums borrowed therefor as aforesaid. Said taxes shall be levied upon the taxable inhabitants and property of the water precinct of said city as it is now established, or as it may hereafter be altered, modified, or enlarged.

SECT. 6. All property, real and personal, owned and used by ^{Exemption} said city in the operation of said water-works outside the limits ^{from taxation.} of said city shall be exempt from taxation forever.

SECT. 7. This act shall take effect upon its passage, and all ^{Takes effect;} acts and parts of acts inconsistent with this act are hereby re- ^{repealing} pealed. ^{clause.}

[Approved April 7, 1891.]

CHAPTER 262.

AN ACT IN AMENDMENT OF SECTION 3, CHAPTER 87 OF THE PAMPHLET LAWS OF 1869, TO AMEND THE CHARTER OF THE LEBANON SAVINGS BANK OF LEBANON, N. H.

SECTION 1. Amount of real estate held increased.	SECTION 2. Takes effect.
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Be it enacted by the Senate and House of Representatives in General Court convened :

SECTION 1. That section 3 of chapter 87 is hereby amended ^{Amount of} by striking out of the sixth line of said section the word "five"; ^{real estate} and inserting instead therefor the word "fifty" so that said section ^{held} shall read as follows, viz.: "Said corporation shall be ca- ^{increased.}