

L A W S

OF THE

STATE OF NEW HAMPSHIRE,

PASSED JUNE SESSION, 1885.



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CHAPTER 178.

AN ACT TO ENABLE THE TOWN OF NEWPORT TO RAISE AND APPROPRIATE MONEY TO BUILD A TOWN-HOUSE AND PURCHASE FIRE APPARATUS.

SECTION

1. Town may appropriate money for certain purposes.

SECTION

2. Takes effect, when.

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

Town may appropriate money for certain purposes.

SECTION 1. That the town of Newport, by a majority vote of those present and voting at any special town-meeting called or to be called by a legal notice for that purpose, may vote to raise and appropriate any sum of money they may deem necessary to build a town-house for said town, and purchase suitable steam fire-engines and hose and fire apparatus for extinguishing fires in said town.

Takes effect, when.

SECT. 2. This act shall take effect upon its passage. [Approved July 30, 1885.]

CHAPTER 179.

AN ACT TO INCORPORATE THE EXETER WATER WORKS.

SECTION

1. Corporation constituted.
2. Capital stock.
3. Annual and special meetings.
4. Limitation as to real estate ; right to dig ditches and lay pipes.

SECTION

5. To take springs, etc. ; damages.
6. Water rates and water bonds.
7. First meeting ; by-laws.
8. Subject to repeal ; takes effect, when.

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

Corporation constituted.

SECTION 1. That George A. Wentworth, Edwin G. Eastman, William B. Morrill, Warren F. Putnam, and Charles J. Gilman, their associates, successors, and assigns, shall be and hereby are made a body politic and corporate by the name of the Exeter Water Works, for the purpose of bringing water into the village of Exeter, in the county of Rockingham, for domestic uses, the extinguishment of fires, and such other purposes as may be deemed necessary, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and are hereby vested with all the powers and subject to all the liabilities incident to corporations of a similar nature.

SECT. 2. The capital stock of said corporation shall consist of such number of shares, not exceeding fifty dollars each, as may be from time to time determined by the directors of said corporation, not exceeding in the whole the sum of one hundred thousand dollars. Capital stock.

SECT. 3. The annual meeting of said corporation shall be holden at such time and place as may be prescribed by the by-laws or appointed by the directors, at which meeting not less than three nor more than seven directors shall be chosen by ballot. The directors may call special meetings whenever they shall deem it necessary, giving such notice as the by-laws may prescribe. Annual and special meetings.

SECT. 4. Said corporation is empowered to purchase and hold, in fee simple or otherwise, any real and personal estate necessary for the carrying into effect the purposes of this act, not exceeding in value forty thousand dollars at the time of the purchase; and said corporation is authorized to enter upon and break ground, dig ditches, and make excavations in any street, place, square, passage-way, or highway, through which it may be deemed necessary for the pipes and water works of said corporation to pass, be, or exist, for the purpose of placing said pipes, water works, and such other material as may be deemed necessary for building said water works, and to relay and repair the same, subject to such regulations as to the safety of the citizens and security of the public travel as may be prescribed by the selectmen of the town of Exeter. Limitation as to real estate; right to dig ditches and lay pipes.

SECT. 5. Said corporation is authorized to enter upon and appropriate any springs, streams, or ponds not belonging to any aqueduct company, and to secure such springs, streams, or ponds by fences or otherwise, and dig ditches, make excavations and reservoirs through, over, in, or 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, or conducting said water, and placing such pipes, other materials, or works, as may be necessary for building and operating such water works or repairing the same; *provided*, that, if it shall be necessary to enter upon and appropriate any springs, streams, or ponds, or any land, for the purpose aforesaid, or to raise or lower the level of the same, and said corporation shall not be able to agree with the owners thereof for the damages that may be done by said corporation, or the owner shall be unknown, either party may apply to the supreme court at a trial term in the county of Rockingham, to have the same laid out and 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 a trial by jury in such manner and under such regulations as said court may prescribe. To take springs, etc.; damages.

Water rates and water bonds.

SECT. 6. Said corporation may contract with individuals and corporations for supplying them with water, establish such tolls, and charge such rents for the use of water as shall be deemed reasonable, and said corporation is authorized to borrow money to defray the cost of such water works and to issue the notes, bonds, or obligations of said corporation therefor, payable at such times and at such rate of interest not exceeding six per cent as they may determine, and may, if they deem it expedient, secure such notes, bonds, or obligations by a mortgage of all their estate, real and personal, which mortgage shall be recorded in the office of the register of deeds for the county of Rockingham.

First meeting ; by-laws.

SECT. 7. Any two of the corporators named in this act may call the first meeting of the corporation by giving a notice in writing to each of the corporators of the time and place of meeting at least seven days before the day of meeting, or by notice published in some newspaper published in said Exeter at least fourteen days before said meeting ; and at said meeting, or any adjourned meeting thereof, or at any subsequent meeting duly called, associates may be admitted and all proper officers chosen, the number and par value of shares fixed, and such by-laws and regulations adopted as may be deemed necessary to carry into effect the business of the corporation.

Subject to repeal ; takes effect, when.

SECT. 8. This act may be altered, amended, or repealed whenever the public good requires, and shall take effect on its passage. [Approved August 12, 1885.]

CHAPTER 180.

AN ACT TO INCORPORATE THE NASHUA HISTORICAL SOCIETY.

SECTION

1. Corporation constituted.
2. Limitation of property.
3. Powers and privileges.

SECTION

4. First meeting.
5. Takes effect, when ; subject to repeal.

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

Corporation constituted.

SECTION 1. That Orren C. Moore, John H. Goodale, Henry B. Atherton, Fred Kelsey, Charles Holman, Cornelius V. Dearborn, Dana W. King, Virgil C. Gilman, William W. Bailey, Charles W. Stevens, and William F. York, with their associates, and such other persons as shall from time to time be admitted members under the constitution and by-laws to be established by said society, be and they hereby are created a body corporate under the name of the Nashua Historical Society, with all the powers, privileges, and liabilities incident to corporations of a like nature.

Limitation of property.

SECT. 2. The said corporation may purchase, take by gift, bequest, or devise, and hold real and personal property to an amount not exceeding twenty thousand dollars.