

LAWS

OF THE

STATE OF NEW HAMPSHIRE,

PASSED JANUARY SESSION, 1893.

LEGISLATURE CONVENE^D JANUARY 4, ADJOURNE^D APRIL 1, 1893.



CONCORD, N. H.:

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1893.

may from time to time be deemed advisable, for the purpose of defraying the expense of purchasing real estate, rights in real estate, water rights, streams, springs, ponds, and all other rights as aforesaid, and for constructing, maintaining, and operating said water-works, and to issue notes or bonds of the town therefor, payable at such times and at such rate of interest as may be thought proper.

Subject to
repeal; takes
effect.

SECT. 12. This act may be altered, amended, or repealed whenever the public good requires, and shall take effect upon its passage.

[Approved March 31, 1893.]

CHAPTER 290.

AN ACT TO INCORPORATE THE HANOVER WATER WORKS COMPANY.

SECTION

1. Corporation constituted.
2. Capital.
3. Privileges granted; eminent domain.
4. Village precinct may take stock, make contracts, and borrow money.

SECTION

5. Dartmouth college may take stock in company.
6. Water-works may borrow money and issue bonds.
7. Takes effect.

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

Corporation
constituted.

SECTION 1. That Benjamin A. Kimball, Newton S. Huntington, William J. Tucker, Edward P. Storrs, Carleton P. Frost, George Hitchcock, Frank W. Davidson, Charles P. Chase, and Frank S. Streeter, their associates, successors, and assigns, are made a body politic and corporate by the name of The Hanover Water Works Company, to be located at Hanover in this state, for the purpose of bringing water into the village of Hanover to be used for domestic, fire, and other purposes, and are hereby vested with all the powers and made subject to all the liabilities incident to corporations of a similar nature.

Capital.

SECT. 2. The capital stock of said corporation shall consist of such number of shares, of the par value of one hundred dollars (\$100) each, as may be from time to time determined by the directors of said corporation, not exceeding in the whole the sum of seventy-five thousand dollars (\$75,000).

Privileges
granted;
eminent
domain.

SECT. 3. Said corporation is authorized to enter upon and break ground, dig ditches, and make excavations in any street, highway, or other place through which it may be deemed necessary for the pipes and water-works of said corporation to pass, 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 for the security of

citizens and the public travel as may be prescribed by the selectmen of the town of Hanover. Said corporation is authorized to enter upon and appropriate any springs, streams, or ponds which may be deemed available for the purpose of said water-works, and to take land for the purpose of securing and storing water for said water-works, to make excavations and reservoirs and dig ditches over and upon any land or enclosure 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 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 repair the same: provided, if it shall be necessary to enter upon and appropriate any springs, streams, or ponds, or any land or other rights, for the purposes aforesaid, or to raise or lower the level of the same, and if said corporation shall not be able to agree with the owners thereof for the damages that may be done by the said corporation, or the owners shall be unknown, either party may apply to the supreme court at a trial term of the same in the county of Grafton to have the same laid out and the damages determined; and said court shall refer the same to the county commissioners for said county, and shall appoint a time and place of hearing, and give notice thereof in the same manner as now provided by law for the laying out of said highways. Said commissioners shall make report to said court, and said court may issue execution therein accordingly; but if either party shall desire, upon application to said court and 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.

SECT. 4. The village precinct of Hanover is hereby authorized and empowered to subscribe for, take, and hold stock in said Hanover Water Works Company to an amount not exceeding twenty-five thousand dollars (\$25,000), and are empowered to make any contracts with said corporation for the use of the water for extinguishing fire and such other purposes as may be deemed expedient, and shall have such use of the water on paying such compensation therefor as may be agreed upon. For the purpose of raising money to pay their subscription to the capital stock of said corporation, said village precinct is hereby authorized to borrow a sum not exceeding twenty-five thousand dollars (\$25,000), and may issue notes or bonds of the precinct therefor, payable at such times and at such rates of interest, not exceeding six (6) per cent., as the precinct may determine, and such notes or bonds shall be binding upon said precinct. The precinct shall raise, by an annual tax, the amount necessary to pay the interest on said notes or bonds outstanding, together with such further sum as may be necessary to redeem and cancel said notes or bonds as they may become due.

Village precinct may take stock, make contracts, and borrow money.

SECT. 5. The trustees of Dartmouth college are hereby authorized and empowered to subscribe for, take, and hold stock in the Hanover Water Works Company to an amount not exceeding twenty-five thousand dollars (\$25,000).

Dartmouth college may take stock in company.

Water-works may borrow money and issue bonds.

SECT. 6. Said Hanover Water Works Company, for the purpose of building or completing said water-works, may borrow money to an amount not exceeding twenty-five thousand dollars (\$25,000), and may issue notes or bonds of the corporation therefor at such rate of interest, not exceeding six (6) per cent., as may be determined, and may secure the payment of said notes or bonds by mortgage of all the corporate property and franchises.

Takes effect.

SECT. 7. This act shall take effect on its passage.
[Approved March 31, 1893.]

CHAPTER 291.

AN ACT TO INCORPORATE THE OSSIPEE VALLEY RAILROAD COMPANY.

SECTION

- 1. Corporation constituted.
- 2. May build railroad, with power to lease.
- 3. Capital; government vested in board of directors.

SECTION

- 4. May levy toll.
- 5. First meeting.
- 6. Life of charter restricted.
- 7. Takes effect.

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

Corporation constituted.

SECTION 1. That Elias I. Towle, Stephen J. Kenison, George I. Philbrick, Langdon M. Atkinson, Frank W. Barker, James M. Leavitt, Alonzo Kenison, Charles Parson, John L. Demeritt, Frank W. Towle, Alonzo Towle, Augustus D. Merrow, Arthur L. Hodsdon, their associates, successors, and assigns, are hereby made a corporation by the name of the Ossipee Valley Railroad Company, with all the rights and privileges, liabilities and duties, granted by the laws of this state to railroad corporations.

May build railroad, with power to lease.

SECT. 2. The said corporation is authorized and empowered, in accordance with the Public Statutes, to locate, construct, and maintain a railroad, not exceeding six rods in width, with the necessary additions for excavations and embankments, from some convenient point on the line of the Boston & Maine Railroad in the town of Ossipee in the county of Carroll, through said town of Ossipee and the town of Freedom to some convenient point on the easterly line of the town of Effingham in said county of Carroll, being at the state line of Maine, with the right to connect with said Boston & Maine Railroad, and to connect with any branch railroad that may be constructed from any railroad now in operation in the state of Maine to said state line, with the further right to employ such connecting railroad to furnish cars and motive power for said corporation, or to lease itself to such connecting railroad, or to any railroad corporation doing business wholly or in part in this state, in manner and form consistent with the laws of this state.