

L A W S

OF THE

STATE OF NEW HAMPSHIRE,

PASSED JUNE SESSION, 1869.

CHAPTER I.

AN ACT RELATING TO THE PUBLIC PRINTING.

SECTION

1. Public printer, how chosen, to give bonds, duties, &c.
2. Compensation for various kinds of work, in detail.
3. Supervisor of public printing, how appointed, powers, duties and compensation.
4. Auditors of public printing, how appointed, duties and compensation.
5. Public printer to furnish laws in fifty days and journals in five months after copy is placed in his hands; other work in a reasonable time.

SECTION

6. Annual reports, when to be furnished public printer, number of copies to be printed and how disposed of.
7. Five hundred copies of bills to be furnished legislature unless otherwise ordered.
8. Public printer to settle his accounts quarterly.
9. Compensation for advertising other than laws in newspapers.
10. Chapter five of general statutes and all acts inconsistent repealed. To what act does not apply.
11. Act takes effect May 20, 1870.

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

SECTION 1. There shall be chosen annually by joint ballot of the senate and house, a public printer, who shall hold his office for one year and until some other person is elected in his stead. He shall

Chapter 5.
Choice of public
printer—to give
bonds—duties,
&c.

CHAPTER CIII.

AN ACT TO INCORPORATE THE TORRENT AQUEDUCT COMPANY.

SECTION

1. Name and powers of corporation.
2. Location and objects of corporation, capital stock, &c.

SECTION

3. First meeting, how called.
4. Damage, how adjusted.
5. Charter subject to legislative control.

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

SECTION 1. That Peabody W. Kimball, Charles G. Smith, Nathaniel W. Westgate, John S. Bryant, Sylvester Reding, Augustus Whitney, Henry Merrill, Daniel Merrill and Nathaniel M. Page, and their associates and those who may hereafter be associated with them, their successors and assigns, be and hereby are created and made a corporation by the name of The Torrent Aqueduct Company, and by that name may be and hereby are capable in law to sue and be sued, plead and be impleaded, defend and be defended, in any courts of record, and in any other place whatever, and also to make, have and use a common seal, and the same again at pleasure to break, alter and renew; and also to ordain, establish, and put in execution such by-laws, ordinances and regulations as to them shall appear necessary and convenient for the government of said corporation and the prudent management of their affairs, *provided* that such by-laws, ordinances and regulations shall in no wise be contrary to the laws and constitution of this state, and to choose such officers as the said corporation shall deem necessary and convenient.

SECT. 2. *And be it further enacted,* That said corporation shall be capable of holding all real and personal estate as shall be necessary for laying down and keeping in repair an aqueduct from the Merrill spring, so called, in Haverhill, to the village of Haverhill Corner, so called, not exceeding five thousand dollars, and to raise or create a fund or capital stock for the purpose aforesaid, to be divided into such number of shares as said corporation shall deem proper, each of which shall be entitled to one vote in all proceedings of said corporation.

SECT. 3. *And be it further enacted,* That the aforesaid Peabody W. Kimball, Charles G. Smith, or Nathaniel W. Westgate, or either two of them, are authorized to call a meeting of the members of said corporation as soon as may be, at such time and place as they may see fit, by giving personal notice to each of them, or by posting up a notice to that effect at two public places at said Haverhill Corner, seven days previous to said meeting, at which meeting the members of said corporation may agree on the time when and the manner of calling their annual and all future meetings.

SECT. 4. That if any person is aggrieved or damaged by the exercise, on the part of said company, of the rights, powers and privileges in laying down pipes from said spring to said Haverhill Corner, conferred by this act and used by said corporation, and such damage or grievance shall not be satisfactorily adjusted by said corporation within sixty days after notice thereof, either party may apply by petition to the supreme judicial court in the county where such griev-

ance or damage arises, to have the damages which have been or may be done by said corporation assessed; and in such petition he shall distinctly set out his title to the premises damaged, or his right by reason whereof said grievance arises, and the nature of the injury, and the amount and the extent of the damages that may be occasioned thereby; and said court, after reasonable notice to all persons interested, shall appoint a committee to determine in relation to the matters set forth in said petition. Said committee shall be first duly sworn to the faithful and impartial discharge of their duties, and shall give such notice to the parties as shall be ordered by said court, shall view the premises and estimate the damages, and make report to the said court at the next term thereof, and said court shall render judgment thereon, which shall be final, and execution issued thereon. In case either party shall elect, before the appointment of said committee, said court shall direct an issue to the jury to try the facts alleged in said petition, and assess the damages, and judgment, being rendered on the verdict of such jury, shall be final, and said court may award costs to either party, in their discretion: *providing* that said corporation shall not be discharged from any liability in relation to said premises until they have paid or tendered to the person aggrieved or damaged the amount of any judgment so rendered against them. The payment of such judgment shall bar any further action in regard to said premises.

Charter subject to legislative control.

SECT. 5. *And be it further enacted*, That the privileges of this act shall at all times be under the control of the legislature of this state, so as to alter, amend or repeal the same whenever the public good may require. [Approved July 7, 1869.]

CHAPTER CIV.

AN ACT TO PROVIDE FOR HEATING THE ROOMS AND OFFICES IN THE STATE-HOUSE.

SECTION

1. Governor and council to procure apparatus for heating state-house, &c.

SECTION

2. Act takes effect on its passage.

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

Governor and council to procure apparatus for heating state-house, &c.

SECTION 1. The governor and council are hereby authorized to negotiate and contract with any responsible and suitable person or persons to put in boiler and pipes, or furnaces, as they may deem most suitable, and make all necessary arrangements for properly heating the rooms and offices in the state-house; and the governor is hereby authorized to draw his warrant upon the treasurer for such sum as may be required therefor.

Act takes effect on its passage.

SECT. 2. This act shall take effect from its passage. [Approved July 9, 1869.]