

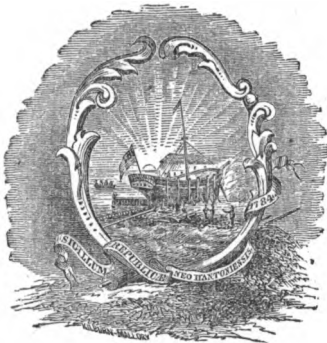
*New Hampshire Coll.*

L A W S

OF THE

STATE OF NEW-HAMPSHIRE,

PASSED JUNE SESSION, 1866.



CONCORD:  
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the like sums, according to the number of wheels and the horses drawing the same; and if any person, by himself, or with his carriage, horse or horses, shall turn off from said road to pass the gates of said corporation, on grounds adjacent thereto, with a view to avoid the payment of the tolls required by this act, such person shall forfeit and pay to the use of said corporation three times the amount the legal tolls would be, upon conviction before any justice of the peace in the county where the offense is committed, upon complaint made by any toll-gatherer of said corporation.

SEC. 6. The annual meeting of the members or stockholders of the corporation shall be held on the day prescribed in the by-laws, at such place in this State as the directors for the time being shall appoint, or as the by-laws may prescribe; at which meeting the directors shall be chosen by ballot. The directors may call special meetings of the stockholders whenever they shall deem it expedient, giving such notice thereof as the by-laws may direct. Any three of the persons named in this act may call the first meeting of the corporation, by a notice in the Littleton Gazette, published at Littleton, in the county of Grafton, at least fourteen days before said meeting; at which meeting the members or stockholders may choose the directors of said corporation; shall provide for the mode of calling future meetings, and at such time, or at any subsequent meeting duly called for the purpose, may establish such by-laws—not inconsistent with the constitution and laws of the State—as may be necessary for the regulation and government of the corporation, and for carrying into effect its provisions.

SEC. 7. The Legislature may at any time alter or amend this act whenever they deem it necessary.

SEC. 8. This act shall take effect upon its passage.  
Approved July 3, 1866.

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## CHAPTER 4322.

AN ACT to incorporate Lancaster Aqueduct Company.

*Be it enacted by the Senate and House of Representatives, in General court convened:*

SECTION 1. That Frederick Fisk, Ossian Ray, J. W. Barney, L. F. Moore, S. J. Green, W. H. Clark, Wm. Cargill, and C. E. Allen, their associates, successors and assigns, be, and hereby

are, made a body politic and corporate, by the name of the Lancaster Aqueduct Company; for the purpose of bringing fresh water into the village of Lancaster, in subterraneous pipes; 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.

SEC. 2. The capital stock of said corporation shall consist of a sum not exceeding ten thousand dollars, and the same may be fixed and determined at the first meeting of said corporation. The annual meeting of said corporation shall be held on the day and at the place prescribed by the by-laws, at which meeting directors may be chosen. The directors may call special meetings whenever they shall deem it expedient, giving such notice as the by-laws may prescribe. The two first named persons in this act may call the first meeting of said corporation, by a notice published in the newspaper printed in said Lancaster, the last publication to be before the day of meeting; at which meeting associates may be admitted, by-laws adopted, a president, clerk, and such other officers and agents chosen as may be deemed necessary to carry into effect the objects of this act, and such other things done as may be necessary for the purposes of this act.

SEC. 3. Said corporation is authorized to purchase and hold any real estate necessary to carry into effect the purposes of this act, not exceeding five thousand dollars in value; and said corporation is authorized to enter upon and break ground and dig ditches in any land or inclosure, or in any street or highway through which it may be necessary for said aqueduct to pass, for the purpose of placing such pipes, or doing other things necessary for building and completing said aqueduct, or repairing the same: *Provided*, that in case said corporation, and the owners of land through which said aqueduct may pass, shall not agree, either upon the place of laying the same, or upon the amount of compensation to be made for the damage done to said land, before said corporation, its agents and servants shall be allowed to enter upon said land for the purposes aforesaid, application shall be made by said corporation for that purpose to the Supreme Judicial Court for said county of Coös, by petition; and said court shall refer the same to the county commissioners, who shall appoint a time and place of hearing, and give notice thereof in the same manner as is now prescribed by law for laying out highways; and said commissioners shall have power, upon the hearing before them, to determine and locate the place where said aqueduct may be laid. Said commissioners shall also assess the damages therefor, and make a report thereof to said court, who may render judgment thereon, and issue execu-

tion therefor. If either party is aggrieved by the report of the county commissioners upon the question of damage, they may be entitled to a trial by jury, which shall be had under the direction of said court.

SEC. 4. If it shall become necessary to break up or dig ditches in any of the streets or highways in said town, the same shall be put in proper repair by said aqueduct company, so far as the want of repair is caused by the acts of said aqueduct company; and if said aqueduct company shall fail to put them in repair as aforesaid, the town may cause the same to be done at the expense of said aqueduct company.

SEC. 5. The Legislature may alter, amend or repeal this act whenever the public good may require it; and this act shall take effect upon its passage.

Approved June 29, 1866.

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#### CHAPTER 4323.

AN ACT in amendment of chapter 4145 of the Pamphlet Laws, entitled "An act to establish the city of Keene."

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

SECTION 1. That if the town of Keene shall, at a meeting called for that purpose, within one year from the passage of this act, vote to adopt the said "Act to establish the city of Keene," the same shall be revived and continued in force, as valid in all respects as if the said town of Keene had voted to accept the same within the time prescribed by said act.

SEC. 2. This act shall take effect from and after its passage.

Approved July 6, 1866.