

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.

to appoint deputies to install officers of the various courts within its jurisdiction, and to transact such other business as is prescribed by the General Laws and constitution of the order.

May hold real and personal estate.

SECT. 3. Said corporation shall have power to hold real and personal estate by gift, bequest, or otherwise, to an amount not exceeding ten thousand dollars, and may dispose of the same at pleasure.

Rules and regulations.

SECT. 4. Said corporation shall have power to make all the needful rules and regulations for the government of its own affairs.

First meeting.

SECT. 5. That Cornelius J. Eagan may call the first meeting of said corporation by giving notice in writing to each of the persons named in this act, or by one publication in some daily newspaper published in Manchester, state of New Hampshire, seven days at least prior to said meeting.

Subject to repeal.

SECT. 6. The legislature may alter, amend, or repeal this act whenever the public good may require the same.

Takes effect.

SECT. 7. This act shall take effect upon its passage.
[Approved March 12, 1891.]

CHAPTER 193.

AN ACT TO INCORPORATE THE LANCASTER WATER COMPANY.

SECTION

1. Corporation constituted.
2. Capital; may hold real and personal estate and issue bonds.
3. May condemn land; privileges in highways.
4. Assessment of damages.

SECTION

5. May sell, lease, or contract.
6. Meetings.
7. Malicious injuries punished.
8. First meeting.
9. Subject to repeal; takes effect.

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

Corporation constituted.

SECTION 1. That J. I. Williams, George R. Eaton, C. E. Allen, W. S. Ladd, H. O. Kent, W. T. Jones, C. B. Jordan, J. D. Howe, L. F. Moore, Wm. Clough, Ossian Ray, E. R. Kent, I. W. Drew, J. P. Haseltine, and W. L. Rowell, their associates and successors, are hereby made a corporation by the name of the Lancaster Water Company, for the purpose of furnishing to the people of said town a supply of pure water for domestic, mechanical, and manufacturing purposes, and to said town of Lancaster water for the extinguishment of fires and other public uses, with all the rights, privileges, immunities, duties, and obligations incident to similar corporations.

Capital; may hold real and personal estate and issue bonds.

SECT. 2. The capital stock of said corporation shall not exceed fifty thousand dollars. It may acquire and hold real and personal estate necessary and convenient for the purposes aforesaid;

and it may issue bonds and other obligations, secured by a mortgage of its and other property, to carry out the purposes for which it is created.

SECT. 3. Said corporation may take and hold by purchase, or may take as for public uses, any real estate, or easement therein, including the water of any ponds, streams, springs, or artesian wells necessary for obtaining a sufficient supply of water, for the construction of reservoirs and laying pipes, and may erect and maintain all necessary dams, reservoirs, stand-pipes, and hydrants; it may lay its pipes through the lands of persons and corporations, having first obtained the permission of the municipal officers of said town, and under such restrictions and regulations as they may prescribe, along the streets and ways of said town, and may lay its pipes under any railroad, water-course, or private way, and cross any drain, or sewer, or pipe: *provided*, that in the matter of crossing pipes it shall, at its own expense and within a reasonable time, replace, repair, and cover all such pipes and mains as may be displaced, injured, or disturbed during the construction or repair of its water-works; and it may enter upon and dig up any such real estate, railroad, street, or way for the purpose of laying pipes or erecting hydrants or other fixtures, and maintaining and repairing the same; and it may do any other act or thing necessary, convenient, and proper to carry out the purpose of providing a supply of water and distributing the same to the inhabitants of said town for the uses aforesaid.

SECT. 4. Said water company shall pay all damages sustained by any person or corporation in property by the taking of any land, right of way, water, water-course, water-right, or easement, or by the erection of any dam, or by any other thing done by said company under the authority of this act. In case, however, said company shall not be able to agree with the owners thereof for the damages that may be done by said company, or the owners shall be unknown, either party may apply to the supreme court at a trial term in the county of Coös 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 high-ways. 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.

SECT. 5. Said corporation may make any contract with said town of Lancaster, or with any fire precinct in said town, or with any persons or corporations, to furnish water, hydrants, and other means and apparatus for extinguishing fires, and for such other purposes as may be deemed necessary, and said town, or any fire precinct therein now existing or hereafter organized, is hereby authorized to contract with said corporation for the use

of said water, hydrants, or other apparatus for said purpose, and it may raise and appropriate money therefor. And said corporation is hereby authorized and empowered to sell or lease for a term of years to said town, or any fire precinct now existing or hereafter organized therein, all of its works, structures, and estate of whatever kind or nature. And said town or fire precinct is hereby authorized to purchase or lease the same.

Meetings.

SECT. 6. The annual meeting of said company 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.

Malicious injuries punished.

SECT. 7. Any person who shall willfully and maliciously corrupt the waters of any of the sources of supply or reservoirs of said company, or who shall willfully injure any dam, reservoir, conduit, pipe, hydrant, or other property held, owned, or used by said company for the purposes of this act, shall, on conviction of either of said acts, be punished by fine not exceeding five hundred dollars, or by imprisonment not exceeding one year.

First meeting.

SECT. 8. Any two of the corporators named in this act may call the first meeting of the company 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 Lancaster, in the county of Coös, at least fourteen days before said meeting; and at said meeting, 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 company.

Subject to repeal; takes effect.

SECT. 9. This act may be altered, amended, or repealed whenever the public good requires, and shall take effect on its passage.

[Approved March 12, 1891.]

CHAPTER 194.

AN ACT TO EXTEND THE TIME FOR CONSTRUCTING THE RYE BEACH RAILROAD.

SECTION 1. Time extended; takes effect.

Time extended; takes effect.

SECTION 1. The time for the construction and completion of the Rye Beach Railroad is hereby extended for the term of ten years from the passage of this act, and this act shall take effect on its passage.

[Approved March 12, 1891.]