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LAWS

OF THE

STATE OF NEW HAMPSHIRE,

PASSED JANUARY SESSION, 1897.

LEGISLATURE CONVENED JANUARY 6, ADJOURNED MARCH 26, 1897.



STANFORD UNIVERSITY
MANCHESTER:

ARTHUR E. CLARKE, PUBLIC PRINTER.

1897.

CHAPTER 138.

AN ACT AUTHORIZING THE HARTFORD WATER COMPANY OF HARTFORD, VT., TO EXTEND ITS SYSTEM OF WATER-WORKS INTO THE VILLAGE OF WEST LEBANON, N. H.

SECTION

1. Made a corporation of this state.
2. May extend works to supply West Lebanon with water.
3. May buy property; privileges in streets, etc.
4. Eminent domain.
5. Assessment of damages.

SECTION

6. May contract to supply water to persons and corporations.
7. Lebanon and fire districts may contract for supply of water.
8. Takes effect on passage; subject to repeal.

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

Made a corporation of this state.

SECTION 1. The Hartford Water Company, incorporated by the legislature of the state of Vermont by an act passed November 24, 1890, is hereby made and constituted a corporation within this state and in the authority thereof, with all the rights and privileges, and subject to all the liabilities and duties which now are or may hereafter become incident to corporations of a similar nature by the laws of this state.

May extend works to supply West Lebanon with water.

SECT. 2. Said corporation is hereby authorized and empowered to continue, extend, and prolong its pipes, conduits, and water-works from the east line of the town of Hartford, in the state of Vermont, to the village of West Lebanon, in the town of Lebanon, in this state, for the purpose of supplying the inhabitants of said village of West Lebanon with an abundant supply of water for public and domestic use.

May buy property; privileges in streets, etc.

SECT. 3. Said corporation is empowered to purchase and hold, in fee simple or otherwise, any existing aqueduct system, and any real or personal estate necessary for carrying into effect the purposes of this act, not exceeding in value five 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, passageway, highway, water course, or railroad through which it may be deemed necessary for the pipes, conduits, and water-works to pass, be, or exist, for the purpose of placing said pipes, conduits, 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 Lebanon; *and provided* such corporation put such street, place, square, passageway, highway, water-course, or railroad, as speedily as possible, in as good condition as before the laying out and construction of said pipes, conduits, and water-works.

SECT. 4. Said corporation is authorized to dig ditches, and make excavations through, over, in, or upon any land or inclosure through which it may be deemed necessary for said pipes, conduits, and water-works to be or exist, for the purpose of conducting said water, and placing such pipes, other materials, or works as may be necessary for operating such water-works, or repairing or maintaining the same.

Eminent domain.

SECT. 5. If said corporation shall not be able to agree with the owners thereof for the damages that may be done by said corporation, or the owners shall be unknown, either party may apply to the supreme court at the trial term of the southern judicial district of 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, who shall appoint a time and place of hearing, and give notice thereof in the same manner as now provided for laying out highways. Said commissioners shall make a report to said court, and said court may issue execution therein accordingly; but if either party shall desire it, they may have the same right of appeal from such assessment and award as now exists in case of lands taken for highways by the action of said commissioners.

Assessment of damages.

SECT. 6. Said corporation may contract with individuals and corporations for supplying them with water, and may establish such tolls, and charge such rent for the use of water as shall be deemed reasonable.

May contract to supply water to persons and corporations.

SECT. 7. Said town of Lebanon, or any fire precinct or district within such town, now existing, or which may be hereafter created, shall have the power to make such contract for a term of years with said corporation for a supply of water, and the establishment of hydrants for the extinguishment of fires, and other necessary and proper purposes, as may be authorized by vote of said town, or fire precinct, or district, at any meeting of said town, precinct, or district, the call of which shall contain a notification of that purpose.

Lebanon and fire district may contract for supply of water.

SECT. 8. This act shall take effect upon its passage, and the legislature may alter, amend, or repeal the same whenever the public good requires.

Takes effect on passage; subject to repeal.

[Approved February 16, 1897.]