

LAWS
OF THE
STATE OF NEW HAMPSHIRE

PASSED JANUARY SESSION, 1941

LEGISLATURE CONVENED JANUARY 1,
ADJOURNED JUNE 13.



CONCORD, N. H.
1941

theless, continue as a body corporate for the term of three years from the date that this act takes effect, for the purpose of presenting and defending suits by or against it and of gradually closing and settling its concerns and distributing its assets, including the disposition and transfer of all or any part of its property and for no other purpose; provided that the superior court shall have power at any time when it shall be made to appear, upon the petition of any interested party, that the protection of proprietary or other rights requires the doing of any act or thing by or in behalf of any such corporation to order the doing of such acts or things, and for this purpose may appoint and authorize an agent to act for and in the name of such corporation and any action so ordered and done shall be effective corporate action.

5. Takes Effect. This act shall take effect upon its passage.

[Approved June 12, 1941.]

CHAPTER 306.

AN ACT TO SEPARATE THE FIRE DEPARTMENT OF THE LEBANON CENTER VILLAGE FIRE PRECINCT FROM THE WATER WORKS DEPARTMENT OF SAID PRECINCT AND TO INCORPORATE EACH DEPARTMENT.

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

1. Change of Name. The name of the Lebanon Center Village Fire Precinct in Lebanon is hereby changed to the Lebanon Water Works.

2. Powers. The Lebanon Water Works shall continue to exercise, own, have and assume all the rights, property, powers, liabilities, obligations, outstanding bonds, duties, privileges and functions now vested in, owned, owed, operated and exercised by said Lebanon Center Village Fire Precinct, in so far as they pertain to the water works department of said precinct and in so far as they pertain to the use of the water and the property and rights connected therewith by said precinct for all purposes.

3. Corporation Created. There is hereby created a separate and distinct corporate body to be known as the Lebanon Center Precinct Fire Department.

4. Powers Granted. All the rights, property, powers, liabilities, obligations, duties, privileges and functions now owned, vested in, operated and exercised by the Lebanon Center Village Fire Precinct, in so far as they pertain to the fire department and its functions and to the protection of persons and property from fires, are hereby vested in the Lebanon Center Precinct Fire Department hereby created.

5. Present Officers. All officers of the Lebanon Center Village Fire Precinct now holding office by virtue of election or appointment shall continue to be and remain in office until other action and election hereunder are taken.

6. Separation of Functions. The Lebanon Water Works is hereby authorized and empowered to assign to the Lebanon Center Precinct Fire Department by proper deed, conveyance, bill of sale or other legal document, all the property, effects, fire equipment and instrumentalities pertaining to, connected with, or otherwise belonging to and now used by the Lebanon Center Village Fire Precinct for the protection of persons and property from fire; and to do all other acts necessary to effect a complete separation of the functions of the water works department from the functions of the fire department now exercised by said precinct.

7. Lines and Boundaries. The precinct lines, territories and boundaries of the Lebanon Center Village Fire Precinct now in existence both as to use of water and the water works department and the use of water for the protection of persons and property from fire and the fire department shall continue to be and remain as the same are now.

8. First Meeting of New Corporation. The first meeting of the Lebanon Water Works shall be called by the water commissioners of the Lebanon water works of the former precinct, now in office, on the third Tuesday of March, 1942, and the annual meetings of the Lebanon Water Works shall thereafter be held on the third Tuesday of March in each year. Said water commissioners are hereby vested with all necessary authority to call said first meeting and the present officers of the Lebanon Center Village Fire Precinct with the exception

of the officers in the fire department of said precinct shall act as officers at this meeting or until other officers are chosen and with these exceptions the by-laws, rules and regulations which heretofore governed the meetings of the Lebanon Center Village Fire Precinct shall be and remain in force until otherwise changed by the Lebanon Water Works.

9. Filing for Office. Any candidate for office of water commissioner shall file with the clerk his application therefor at least seven days prior to said meeting.

10. Superintendent of Water Works. The water commissioners of the Lebanon Water Works shall employ a superintendent who, under their supervision, shall have complete charge and management of all the operations of the Lebanon Water Works, its plant and equipment and of all extensions, repairs and replacements and shall also collect the water rents and pay the same into the hands of the treasurer. The water commissioners may remove the superintendent for cause at any time after due public hearing.

11. Depreciation Reserve Fund. The Lebanon Water Works is hereby authorized and empowered to create and maintain out of its funds a depreciation reserve fund to take care of replacements of its plant, machinery, equipment and instrumentalities.

12. First Meeting of Fire Precinct. The fire wards of the Lebanon Center Precinct Fire Department, formerly the Lebanon Center Village Fire Precinct firewards, now in office, shall call a meeting of the Lebanon Center Precinct Fire Department on the first Tuesday of April, 1942, and said firewards are hereby vested with all authority necessary to call and conduct said meeting and the present officers of the former precinct, with the exceptions of the officers in the water works functions of said precinct, shall act as officers at this meeting or until other officers are chosen or elected, and with these exceptions the by-laws, rules and regulations which heretofore governed the meetings of the Lebanon Center Village Fire Precinct shall be and remain in force until otherwise changed by vote of Lebanon Center Precinct Fire Department.

13. Meetings Legalized. All meetings, votes and actions, if said meetings, votes and actions would be legal except for

technicalities, held and taken by the Lebanon Center Village Fire Precinct from the date of its organization to the date of the approval of this act are hereby legalized. All authority heretofore vested by the legislature of this state in the Lebanon Center Village Fire Precinct shall remain vested in the Lebanon Water Works and the Lebanon Center Precinct Fire Department in such manner as is provided for by this act.

14. Application of Laws. Such parts of chapter 223, Laws of 1887, as amended by chapters 191 and 247, Laws of 1907, as are inconsistent with the provisions hereof are hereby repealed.

15. Takes Effect. This act shall take effect if and when it is ratified in accordance with an article in the warrant at the next annual meeting, or at a previous legally called special meeting of the Lebanon Center Village Fire Precinct, but not otherwise.

[Approved June 13, 1941.]

CHAPTER 307.

AN ACT ESTABLISHING A TRADE SCHOOL IN THE CITY OF MANCHESTER.

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

1. Trade School Established. The school board of Manchester is hereby authorized to establish in the city of Manchester a trade school at such time as the necessary funds are appropriated by the city council.

2. Advisory Board. There shall be an advisory board for said trade school consisting of five members, four of whom shall be appointed by the mayor, with the advice and consent of the board of aldermen, as follows: two representatives of employers and two representatives of employees, the mayor to comprise the fifth member of the advisory board. The term of office of this advisory board shall be four years each, except that the members of the first board shall be appointed for terms of one, two, three and four years each. There shall