

ACTS

OF THE

EIGHTY-FIFTH LEGISLATURE

OF THE

STATE OF NEW JERSEY,

AND

SEVENTEENTH UNDER THE NEW CONSTITUTION.



FREEHOLD, N. J.:

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1861.

or the persons appointed to act in their places, shall possess the same powers, perform the duties, and be subject to the provisions of the laws regulating such elections.

When act to take effect.

26. *And be it enacted*, That this act shall go into effect immediately after the passage thereof, and be referred to as a public act in all courts and places, and by all persons; but the legislature may at any time hereafter modify, amend or repeal the same, whenever in their judgment such alteration, modification or repeal shall be required for the public good.

Approved March 8, 1861.

CHAPTER XCI.

AN ACT to authorize the Lehigh Water Company, of Easton, Pennsylvania, to supply the inhabitants of the village of Phillipsburgh and its vicinity, in the county of Warren, with water.

Lehigh Water Company may supply water in town of Phillipsburgh.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the Lehigh Water Company of Easton, Pennsylvania, incorporated by an act of the legislature of the state of Pennsylvania, approved the twentieth day of March, in the year of our Lord one thousand eight hundred and sixty, be and they are hereby authorized to supply with water such inhabitant or inhabitants of the village of Phillipsburgh and its vicinity, in the county of Warren, or companies exercising their corporate powers in said village and its vicinity, as may desire a supply of the same, and to enter into and execute contracts, agreements or cove-

nants in relation to the authority hereby granted; and the said the Lehigh Water Company, in all courts of law in this state, shall be deemed and taken to be an existing corporation of this state, for the purposes aforesaid, and for the purpose of enforcing the performance of such contracts, agreements and covenants as shall be made in pursuance of the provisions of this section, and for no other purpose whatever.

2. *And be it enacted*, That for the purpose of effecting the objects of this act, it shall and may be lawful for the said the Lehigh Water Company to erect, construct and maintain all works necessary or convenient, and to lay down pipes and other conduits, and to erect and construct hydrants and fire plugs in the roads, streets, alleys, lanes and other places in the village of Phillipsburgh and its vicinity, and to do all things necessary to furnish said village and its vicinity, and the buildings, streets and other places situated therein with water; *provided*, that the public travel upon the roads, streets, lanes and alleys, shall at no time be unnecessarily affected or impeded in the laying or repairing of pipes, or the erection and construction of fire plugs or hydrants, or other necessary or proper works; and after the completion of any work, the roads, streets, side and cross-walks shall be left in as good condition as before the commencement of any such work, and no private land shall be in any way injured or defaced without permission first obtained from the owner or owners thereof.

May construct hydrants, lay down pipes, &c.

Proviso.

3. *And be it enacted*, That any person who shall wilfully destroy or injure the ditches, pipes, aqueducts, trunks, cisterns, reservoirs, or any other of the works of the said company erected in pursuance of the provisions of this act, or shall wilfully corrupt or render unwholesome and unfit for use the water so to be introduced and furnished as aforesaid, shall forfeit and pay a sum not less than ten, nor more than one hundred dollars, to be recovered by action of debt before any justice of the peace, in the name of the said corporation, one half for the use of the person who shall give information, and the other half for the use of the said corporation; and if

Penalty for injury to works.

any person or persons against whom any judgment shall be rendered for said penalty, shall neglect or refuse to pay the amount of such judgment, and no goods or chattels of such person can be found whereof to levy such judgment by execution, then such person or persons shall be committed to the jail of the county of Warren for any period of not less than one nor more than fifty days.

Who to make
contractwith.

4. *And be it enacted,* That the owners of the freehold in and upon which said water may be so taken and used, shall in all cases be the parties with whom such contract for the use of the water shall be made, and the said real estate shall be bound and liable for the payment of the moneys due for the use of said water, reserving to the company the right to contract with the lessee or tenants, on the responsibility of the lessee or tenants, if they see fit or proper so to do; and any person or persons who shall take any of said water for domestic or other uses, without having previously contracted for the same, shall forfeit and pay for every such offence any sum not exceeding fifty dollars, to said corporation, to be recovered before any justice of the peace by action of debt or assumpsit.

Approved March 8, 1861.