

L A W S
OF THE
STATE OF NEW YORK

PASSED AT THE
NINETY-FIRST SESSION

OF THE
LEGISLATURE,

BEGUN JANUARY SEVENTH, AND ENDED MAY SIXTH, 1868,
IN THE CITY OF ALBANY.

VOL. II.



ALBANY:
VAN BENTHUYSEN & SONS' STEAM PRINTING HOUSE.
1868.

13.* To prohibit, restrain and regulate the burial of the dead within said village.

Village trustees to regulate burial of the dead.

§ 2. This act shall take effect immediately.

Chap. 773.

AN ACT to amend an act entitled "An act to amend and consolidate the several acts relative to the village of Ballston Spa," passed April 12th, 1855.

Passed May 9, 1868.

The People of the State of New York, represented in Senate and Assembly, do enact as follows :

SECTION 1. Subdivision four of section nine of said act is hereby amended so as to read as follows :

For making and maintaining such public wells and other reservoirs of water, laying water pipes from said reservoirs through the streets and alleys of said village, and from such reservoirs of water, wherever such reservoirs are located, and for procuring the necessary fixtures for said reservoirs and water pipes, as the persons so entitled to vote to raise taxes, shall deem necessary for the conveying of water to the different parts of said village, and the extinguishment of fires therein.

Tax may be voted for wells, reservoirs and water pipes.

§ 2. There shall be added to said act the following sections :

First. The said village of Ballston Spa, may, by vote, to be taken in the manner directed by sections nine, ten, eleven, twelve, and thirteen of the said act, authorize and empower the trustees of said village to borrow on the credit of said village a sum not exceeding the sum of twenty thousand dollars, for the purpose of supplying the said village with water, in the manner hereinafter directed.

Village may vote to raise money for supply of water.

§ 3. Whenever, by a vote of a majority of the taxpayers of said village of Ballston Spa, qualified to vote as provided in sections nine, ten, eleven, twelve, and thirteen of said act, the trustees of said village shall be

Trustees may borrow money upon favorable vote of taxpayers

• So in the original.

May issue village bonds.

Rate of interest.

Bonds not to be sold at less than par, and when to mature.

Trustees to make examinations and surveys for obtaining supply of water.

May enter upon and take possession of land.

Laying of water pipes.

Reservoirs and fire stocks.

May collect water rates.

Qualifications of voters.

By-laws regulating use of water.

By-laws;

authorized and empowered to borrow the said sum of money, or a portion thereof, for the purpose aforesaid, then the said trustees are hereby authorized and empowered to make and issue bonds of the said village, in the name of the president and trustees of said village, for the amount so raised, to bear interest payable annually, at the rate not exceeding seven per cent. per annum, and at least one thousand dollars of the amount of said bonds shall become due and payable at the end of each and every year after the same are issued, but no more than one thousand dollars of said bonds shall mature in any one year, except by a vote of the electors of said village, and to negotiate the same at not less than par value. And with the money raised on said bonds the trustees of the said village of Ballston Spa are hereby authorized and empowered to make examinations and determine on the best mode for obtaining a supply of water for said village. They shall be empowered to cause the requisite surveys and levels to be taken for that purpose, to enter upon and take possession of lands and springs in or in the vicinity of said village, or streams of water for that purpose, first paying to the owners all reasonable damages; to contract for, and superintend the laying of an aqueduct or water pipes; to erect a reservoir or reservoirs; to affix the requisite number of fire stocks, and generally to do everything which they may consider necessary to furnish a supply of water for the use of the inhabitants of the village, either for family purposes or the extinguishment of fires; to lease to the inhabitants of said village the right to draw water from said pipes for the use of their various buildings, and to collect such rents for the use of said village, from time to time. And all persons qualified to vote for raising the taxes provided for in the general act hereby amended, are authorized to vote under and by this special act, and no others.

§ 4. And for the purpose of disposing of or renting said water, the said trustees are hereby authorized and empowered from time to time to make all needful regulations and by-laws for the purpose of regulating the use of said water, deriving an income therefrom, and protecting the same; which by-laws and regulations are

to be published and posted in the same manner as other by-laws of said village are by law required to be published and posted.

how published.

§ 5. The money received for water rents by the said village of Ballston Spa, shall be used first for the purpose of keeping said water works in repair; second, for paying the interest and principal on said bonds.

Water rents; how applied.

§ 6. The trustees of said village are authorized to raise by tax on the taxable property of said village, from year to year, such an amount as may be necessary to pay the amount of principal and interest coming due in that year on said bonds, after applying all the said water rents as provided in the last section.

Trustees to levy tax to meet deficiencies of principal and interest.

§ 7. The money raised on negotiating said bonds, and all money received for water rents, shall be paid to the treasurer of said village, to be drawn out by order of the trustees for the purposes aforesaid.

Avails of bonds sold and water rents to be paid to village treasurer. Official bond of village treasurer.

§ 8. The treasurer of the said village of Ballston Spa, after the passage of this act, shall be required to give a bond to the said village in the sum of twenty thousand dollars, with two or more sufficient sureties, conditioned for the faithful performance of his duty as treasurer, and for the protection of the funds of said village in his hands, which bond shall be approved both as to form, and the sufficiency of the sureties, by the board of trustees of said *village clerk** of the county of Saratoga, and filed in said clerk's office.

§ 9. This act shall take effect immediately.

Chap. 774.

AN ACT to provide for the payment of appropriations heretofore made to "The Dispensary of the Troy Hospital"

Passed May 9, 1868; three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

SECTION 1. The Treasurer shall pay, on the warrant of the Comptroller, out of any moneys in the treasury

*So in the original