

L A W S
OF THE
STATE OF NEW YORK,
PASSED AT THE
SEVENTY-THIRD SESSION
OF THE
LEGISLATURE,
BEGUN THE FIRST DAY OF JANUARY, AND ENDED
THE TENTH DAY OF APRIL, 1850, AT
THE CITY OF ALBANY,

WITH
MARGINAL NOTES AND A GENERAL INDEX,
AND THE

NAMES AND RESIDENCES OF THE JUDGES, SURROGATES,
COUNTY CLERKS, SHERIFFS, AND DISTRICT AT-
TORNEYS OF THE STATE OF NEW YORK.



ALBANY:
LITTLE & COMPANY, LAW BOOKSELLERS,
1850.

Chap. 173.

AN ACT for the relief of the Missionary Society of the Methodist Episcopal Church.

Passed April 6, 1850.

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

§ 1. The Missionary Society of the Methodist Episcopal Church, incorporated on the 9th April 1839, shall be capable of taking, holding, or receiving any real estate, by virtue of any devise contained in any last will and testament of any person whatsoever, the clear annual income of which devise shall not exceed the sum of ten thousand dollars; provided no person leaving a wife or child or parent, shall devise to such corporation more than one-fourth of his or her estate, after the payment of his or her debts; and such devise shall be valid to the extent of such one-fourth; and no such devise shall be valid in any will which shall not have been made and executed at least two months before the death of the testator.

May take by devise not exceeding \$10,000.

Proviso

§ 2. This act shall take effect immediately.

Chap. 174.

AN ACT to authorize the city of Buffalo to subscribe to the capital stock of the Buffalo Water Works Company.

Passed April 5, 1850, "three-fifths being present."

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

§ 1. The city of Buffalo, in its corporate capacity, is authorized to subscribe to the capital stock of the Buffalo Water-works Company to an amount not exceeding one hundred thousand dollars.

May subscribe more than \$10,000.

§ 2. The common council of the said city of Buffalo, by a resolution to be entered in the minutes of such council, may determine the amount to be subscribed by the said city to the capital stock of the said water works company, and may, in like manner, authorize the mayor of the said city to subscribe, in the name of the said city, for the amount so

Amount how determined.

determined upon, and to issue the bonds of the said city, under his signature and the corporate seal thereof, for the amount so to be subscribed, which bonds shall be payable at or before the expiration of twenty years from the time of the issuing thereof, and shall bear an interest not exceeding six per cent per annum, which bonds shall be countersigned by the comptroller of the said city, and entered in a book to be by him kept for that purpose.

Notice to be given.

§ 3. Before determining the amount to be so subscribed as aforesaid, the said common council shall give at least three weeks' public notice by an advertisement published at least once in each week, for three weeks, in the city paper, and in such other paper published in the city of Buffalo as the said common council shall direct, of the time and place of the meeting of the said council for the determination thereof, and they shall hear all objections and suggestions in respect thereto, which may be made in writing and filed with the clerk of the said city by any taxable inhabitant thereof before the time of such meeting. The said council may from time to time postpone the consideration of such question for such time as they may deem expedient, not exceeding three weeks beyond the time of the meeting of which notice shall be given as aforesaid, but no notice of such postponement shall be required.

Faith and property of the city pledged to the payment of the bonds.

§ 4. The faith and property of the said city of Buffalo are hereby pledged for the payment of the bonds authorized to be issued by this act, and the said bonds shall be delivered to the president or the treasurer of the said Buffalo Water-works Company in payment of the subscription of the said city to the capital stock of the said company, and in accordance with the calls which may be made upon the stockholders of the said company; and said bonds shall be accepted and received by said company at par, in payment of the subscription to the capital stock thereof, to be made by the said city as aforesaid.

Directors to be appointed

§ 5. The common council of the said city of Buffalo shall have power annually to appoint two directors, in addition to those now authorized by the act incorporating the said Buffalo Water-works Company, provided the said city shall subscribe at least fifty thousand dollars to the capital stock of said company, and one additional director for every additional sum of twenty-five thousand dollars subscribed by said city to the capital stock of said company, who shall possess the same powers and privileges as the other directors of said company, and shall represent the interests of the said city in the board of directors of such water-works company. The

other directors of said company shall be chosen by the other stockholders of said company, as provided in the act incorporating said company.

§ 6. The common council of the said city of Buffalo, shall have power to raise annually by tax such sums in addition to the amount they are now authorized to raise, as may be required to pay the interest accruing on the bonds authorized to be issued by the provisions of this act, until the dividends or income on said stock so to be subscribed for, shall be sufficient to pay the same, and to pay the principal of said bonds as the same shall become due, and also, such sums as may be necessary to defray the expense of furnishing public hydrants, fire plugs and other apparatus connected with such water works as may be required or procured for public use, of supplying all public offices, buildings and reservoirs with water, and of procuring water for the extinguishment of fires.

Annual tax to pay interest on bonds.

§ 7. This act shall take effect immediately on its passage.

Chap 175.

AN ACT to amend "An act to incorporate the Herkimer County Mutual Insurance Company," passed April 28, 1836.

Passed April 6, 1850.

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

§ 1. The sixth section of the act entitled "An act to incorporate the Jefferson county Mutual Insurance company, passed March 8, 1836," so far as the same is incorporated into and affects the provisions of the act entitled "An act to incorporate the Herkimer County Mutual Insurance Company, passed April 28, 1836," is hereby amended by striking out the words, "a part, not exceeding five per cent," and inserting instead thereof the words "such part, as the directors of said company may by their by-laws determine."

Section 6 amended.

§ 2. It shall and may be lawful for any person or persons applying for insurance in said company, at his, her or their election to pay to said company a certain, definite sum of money, in full for such insurance, which said sum shall be in lieu and place of a premium note; and such person shall not be liable to said company, during the continuance of his or her or their policy, for any sum beyond the amount thus originally paid.

Insurance may be granted for definite sum in lieu of premium note.