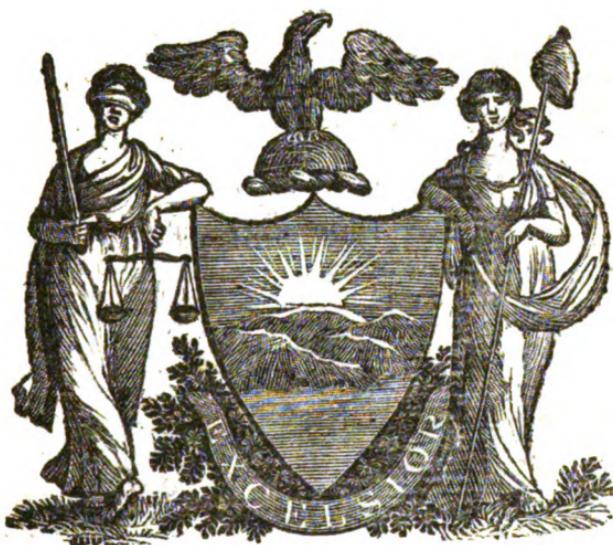


L A W S

OF THE

State of New-York.



V O L. III.

Containing
ALL THE ACTS

Passed from the Revision of 1801, to the End of the 27th Session of the Legislature, 1804.

A L B A N Y :
PRINTED BY CHARLES R. AND GEORGE WEBSTER,
1804.

said ; and shall have power to adjust, apportion and credit to any individual of said association, all such monies which may have been by him or her laid out in and about the said conduits, and to impose penalties for the violations of the said bye-laws and regulations ; and further, to institute such suits in the name of such association, as may be necessary to recover damages that may be done to the said aqueducts, or for any penalty imposed as aforesaid : *Provided*, That no penalty to be imposed by virtue of any such bye-laws or regulations as aforesaid, shall be contrary to the laws of this state or the United States, or exceed the sum of two hundred dollars for any one offence.

IV. *And be it further enacted*, That the said treasurer shall 11 receive and pay out all monies collected by virtue of this act, agreeable to the orders and directions of the said trustees ; and 12 the said clerk shall enter in writing in a book for that purpose, all the proceedings of the said association or company, when convened as aforesaid under this act ; and the said collector 13 shall levy and collect all such taxes and sums of money so as aforesaid, to be voted in pursuance of this act, agreeable to such tax list or assessment roll, as shall be made out and delivered to him by the said clerk, the same being by him first certified and subscribed, and shall pay the same monies to the treasurer of the association, and the collector shall have the like powers, and proceed in like manner in the said collection, as is by law prescribed to the collectors of any town, in the collection of the contingent charges of the county.

V. *And be it further enacted*, That all transfers of shares in the 14 said association or company, shall be made and entered in a book to be provided for that purpose, under the directions of the president, that the same shall be personal estate, and be transferable only on the books of the said company, in such manner as the said president and directors may prescribe : *Pro-* 15 *vided*, That they shall not at any time be held by any person not a citizen of this state or of the United States.

C H A P. LXXXVIII.

C O N T E N T S.

1. Company incorporated...their style and corporate rights.
5. ----- May use such land and water as they may deem requisite.
8. ----- Prohibited from taking any spring without consent of owner.
6. Damages, compensation for, how made.--7. Disagreement as to, how [settled.]
2. Election; how notified and held.
3. Officers and Agents, how long to hold their office...4. Their duties.

An ACT for incorporating an Aqueduct Association in the Town of Coxsackie, in the County of Greene.

Passed April 9th, 1804.

WHEREAS Dorrance Kirtland and divers other persons have associated with intent to supply the village in the said town with good and wholesome water : Therefore,

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- I. BE it enacted by the People of the State of New-York, represented in Senate and Assembly, That Dorrance Kirtland, John Bartlett, Philip Conine, junior, Peter C. Adams, Henry Johnson, Samuel Field, Archibald M'Vickar, Daniel Farrey, George Wilson, Simeon Fitch, Isaac Miner, junior, Stephen Warren, John Robbins, and such other persons as may become interested in the association formed for supplying the said village in the said town with water by means of conduits or aqueducts, shall be and hereby are created a body politic and corporate, in fact and in name, by the name of " The Union Aqueduct Association ;" and by that name shall be capable in law to sue and be sued, plead and be impleaded, in any court of record, in all actions and matters whatsoever ; to have a common seal, and to change or alter the same at pleasure ; to purchase, take, hold and convey any estate, real or personal, provided such real estate be necessary to effect the object of the incorporation, and do not exceed in value at the time of acquiring the same, four thousand dollars.
- II. And be it further enacted, That it shall be lawful for any three of the said persons before mentioned to be associated, or such others as with them shall associate, to convene the said members of the said corporation at some proper and convenient place in the said village, first giving five days previous notice, in writing, of the time and place, to be put up in two of the most public places in the said village ; and such of the members of the said corporation, being at least a majority of the whole number thereof as shall so convene, shall and are hereby authorized, by a vote of the majority present, to elect and appoint such officer and officers, agent and agents, as they may deem necessary to carry into effect the objects of the same corporation, which said officer and officers, agent and agents shall hold their office during such time as the members of the said corporation, being a majority of any legal meeting, shall ordain and establish ; to make and ordain all such bye-laws, rules and regulations for the superintendence, regulation and management of the said corporation, and for the equal assessment and collection of taxes amongst the members thereof, in proportion to their respective rights and interests therein, as they may deem necessary and proper ; to impose penalties for the violation of the said bye-laws, rules and regulations ; and further, to institute such suits in the name of the said corporation for the recovery of damages, debts or sums of money which may arise or accrue to the said corporation, or any penalty imposed as aforesaid : *Provided*, That no such penalty to be imposed, or any of the bye-laws or ordinances of the said corporation to be made, be contrary to the laws of this state or of the United States.
- III. And be it further enacted, That it shall be lawful for the said corporation, or any person or persons employed by them, or acting under their authority, to enter into and upon, and make use of any land, and also to make use of any brook, stream, spring, outlet or run of water which they shall deem necessary for the purpose of conducting a plentiful supply of good and wholesome water to and through the said village, and to agree with any

owner or owners of any lands, tenements or hereditaments that may be damaged or affected by any of the said operations, for and about a reasonable compensation to be made to him, her or them, or any of them, for such lands, tenements or hereditaments, or the use thereof, as may be used or occupied for the purposes aforesaid, or for any damages which he, she or they may sustain in using any such lands for the said operations; but in case of disagreement, to be settled and determined by any three discreet and reputable freeholders of the town of Coxsackie, to be chosen and agreed upon by the parties; and in cases of refusal or neglect by either party to nominate and appoint them, then to be nominated and appointed by any judge of the court of common pleas for the county of Greene, not interested in the premises, at the request of either party, and upon their determining the same, the said company shall pay to the said owners respectively the sums reported under their hands, in full compensation for the same: *Provided*, That nothing in this act shall authorize the said corporation to take or make use of any spring or fountain of water from any person or persons, without first agreeing with the owner or owners for the same.

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Societies.

C H A P. XIV.

C O N T E N T S.

10. Act declared a public one.
1. Directors and Assistant Directors, their names.
6. ----- May convene the members to make bye-laws.
4. Funds, how to be applied.
9. ----- Annual income, exclusive of donations, not to exceed \$2000.
5. Estate, Real, not to be conveyed, &c. without consent of memovers.
2. Society, their style,---3, 8. Their corporate rights,---7. Seal.

An ACT to incorporate the Society for propagating the Gospel among the Heathen, formed by Members of the Episcopal Church of the United Brethren or Unitas Eratrum.

Passed February 29th, 1804.

WHEREAS it hath been represented to this legislature by the reverend George Henry Loskiel, the reverend Jacob Van Vleck, the reverend Andrew Benade, the reverend John Gebhard Cunow, the reverend John Bardell, Henry Ten Broeck, Abraham Blinger, Philip Sykes, Daniel Banyard, Frederic Devoue and Isaac Van Vleck, that since the year of our Lord one thousand seven hundred and forty, when the said church began to make settlements in America, the principal aim of their members coming over from Europe was to carry the glorious truth of the gospel to the Indians here; that they have, without intermission, continued their labors among the Indians, and notwithstanding the increase of expenses and other difficulties, are