

L A W S
OF THE
STATE OF NEW YORK,

PASSED AT THE
NINETY-SIXTH SESSION

OF THE
LEGISLATURE.

BEGUN JANUARY SEVENTH AND ENDED MAY THIRTIETH, 1873,
IN THE CITY OF ALBANY.



ALBANY:
WEED, PARSONS AND COMPANY, PRINTERS.
1873.

George Churchill and John Boggs to the corner of lands of John R. Clark; thence across lands of the said John R. Clark to a black cherry tree, standing on the westerly side of Lake street and near the corner of the farm lot in which the said John R. Clark's dwelling-house is situated; thence direct to the center of the bridge across the Delaware river on River street, above the residence of James J. Brown; thence to the south-westerly corner of the farm of John W. Maynard; thence direct along the line between lands of John W. Maynard and Benjamin E. Smith and Andrew L. Churchill to the place of beginning, shall constitute the village of Stamford; and the inhabitants residing therein are hereby declared to be a body politic and corporate, by the name of the village of Stamford, and as such shall have perpetual succession, may sue and be sued, complain and defend in any court of law or equity, may take, hold, purchase and convey real and personal estate, as the purposes of such corporation may require, adopt and use a common seal and alter the same at pleasure, and may exercise such other powers as are or may be conferred by law, or as shall be necessary to carry the powers conferred on such corporation into effect.

Corporate
powers.

§ 2. Section forty-five of said act is hereby amended so as to read as follows, to wit:

Separate
road
district.

§ 45. The said village shall be exempt from the jurisdiction and control of the commissioners of highways of the town of Stamford and Haverfield aforesaid, and said village is hereby declared a separate road district. The trustees of said village shall be commissioners of highways in and for said village, and shall have all the powers of commissioners of highways, subject to the provisions of this act, within the corporation bounds of said village. Nothing in this section or in this act contained shall compel the said village to construct or maintain the highway bridges within the bounds of said village, but they shall continue to be constructed and maintained as heretofore by the towns aforesaid, and subject to the supervision and control of the commissioners of highways in said town as heretofore.

Bridges,
and other
works of.

Title of
act
amended.

§ 3. The title of the act to incorporate the village of Stamford, in the counties of Delaware and Schoharie, is hereby amended so as to read as follows, to wit: "An act to incorporate the village of Stamford, in the county of Delaware."

§ 4. This act shall take effect immediately.

CHAP. 606.

AN ACT to incorporate the Hornellsville Water Company.

PASSSED May 23, 1873; three-fifths being present.

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

Corpora-
tors.

SECTION 1. Martin Adsit, Walter G. Rose, Frederick M. Sheldon, John McDougall, William Richardson, Charles Cadogan, Niron M. Crane, William W. Cooper, Hiram Bennett, Clark L. Hawley, William Rowatt, John M. Deutsch, Sewell P. Shattuck, John M. Finch and Joseph R. Truesdell, and such persons as they may hereafter associate with them, are constituted a body corporate, to be known and distinguished by the name of The Hornellsville Water Company.

Name,
Capital
stock.

§ 2. The capital stock of said company shall be ten thousand dollars and divided into shares of fifty dollars each, but such capital stock

may at any time be increased to not exceed fifty thousand dollars by a vote of a majority of the stockholders, at any meetings of the stockholders called in pursuance of such rules and regulations for that purpose as said corporation may provide, and on such questions and all questions upon which stockholders may by this act or the regulations of such company have the right to vote, one vote may be cast for each share of stock, such votes may be by proxy or in person.

§ 3. The persons named in the first section of this act shall be directors of said company till others are chosen in their place as herein provided. The first annual election of directors shall take place on the first Monday of July, eighteen hundred and seventy-three, and an annual meeting of stockholders shall be held on the first Monday of July in each year for the election of directors and the transaction of such business as the rules and regulations of said company may provide. Notice of such election shall be published two weeks successively in some newspaper published in the said village of Hornellsville, the last of such publications to be within one week of the time of such election.

Directors,
election
of.

§ 4. The directors of said company, or a majority of them, may meet at any time after the passage of this act, at the trustees' room in the village of Hornellsville and elect a president, secretary and treasurer, and may cause books of subscriptions to the capital stock to be opened as they shall provide, and shall publish notice of their proceedings in at least one newspaper in said village of Hornellsville, and the stock of said company shall be considered personal property and be transferable on the books of the company.

§ 5. The officers of said company shall be managed by a board of directors which, after the first annual election, shall consist of seven, who shall be stockholders and residents of the village of Hornellsville; and in case of a vacancy in such board of directors, the directors may appoint to fill such vacancy till the next annual election. The board of directors shall choose the president, secretary and treasurer of said company from their own number, at the first meeting after their election, and the directors may appoint inspectors of election as they may see fit from any stockholders of the company not directors. The directors may make such rules, regulations and by-laws for the management of the business of the company as they shall deem just, not inconsistent with the provisions of this act, or the laws of this State.

Officers,
etc.

By-laws,
etc.

§ 6. Said company may purchase and hold by gift, devise or otherwise, or lease and occupy real estate within the village of Hornellsville, or in such places adjacent thereto, as may be necessary to enable them to supply water to said village or any part thereof, and may construct any necessary water pipes, conduits, aqueducts, reservoirs or other works or necessary machines and power; and may contract with any person or persons, companies, associations or corporations for the use of such power or machinery, and may sell or grant, upon such terms as they shall see fit, to any person or persons, or company, the right to use water furnished by them. And said company may lay its pipes in any of the streets of Hornellsville wherever they deem necessary or convenient, upon such terms and conditions as the trustees of the village of Hornellsville may prescribe; said company may also contract with the village of Hornellsville for putting in such hydrants as said village may desire, and may contract to deal with said village for the use of water to extinguish fires, or for the purpose of supplying any fountain or fountains in the public grounds of said village.

Company
may hold
real
estate,
etc.

Contracts
for use of
water.

§ 7. The said company may make any agreements, contracts, grants, and leases, for the sale, use and distribution of water, that may be agreed upon between said company and any person or persons, associations and corporations, which agreements, contracts and leases shall be valid and effectual in law.

Rules,
etc.

§ 8. The directors may establish rules and regulations for and concerning the use of water furnished by said company to any person or persons, to prevent waste of water so furnished by them, and to prevent the fraudulent use of water furnished by them.

Injuries.

§ 9. Any person who shall willfully injure or destroy any of the property of said company, or willfully do any act with intent to obstruct the lawful business of said company, shall be deemed guilty of a misdemeanor, and may be punished by fine not exceeding fifty dollars, or by imprisonment not exceeding sixty days, or both, and shall also forfeit and pay to said company treble damages for any injury sustained thereby. The police justice of the village of Hornellsville shall have exclusive jurisdiction to try all persons charged with misdemeanor under this section, but the damages may be sued for and recovered in any court having cognizance or jurisdiction thereof.

Right to
lay pipes
in streets.

§ 10. The trustees of the village of Hornellsville may grant to said company the exclusive right of laying water pipes in the streets of said village for fifty years, and may also, if they deem best, contract for such privileges in respect to the use of water for said village as they deem best.

§ 11. This act shall take effect immediately.

CHAP. 607.

AN ACT to authorize the Ontario County Agricultural Society to sell and convey its real estate.

PASSED May 23, 1873; three-fifths being present.

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

Society
may sell
its real
estate.

SECTION 1. The Ontario County Agricultural Society is hereby authorized and empowered to sell and convey in fee the real estate now owned by said society and situate in the village of Canandaigua in said county.

How, how
to be
executed.
Sale to be
authorized
by vote of
members.

§ 2. The instrument or deed conveying the same shall be executed by the president of said society under the corporate seal thereof.

§ 3. Such sale and conveyance shall not be made unless authorized by the vote of a majority of all the legal members of said society, present at a special meeting to be called by the president of said society, and to be held at the usual place of holding the annual meetings of said society, and of the time and place of holding which four weeks' notice shall be given by publishing notices thereof in all the news papers published in said county, which notice shall be subscribed by the president of said society, and shall fully state the object of such meeting.

§ 4. This act shall take effect immediately.