

L A W S
OF THE
STATE OF NEW YORK,

PASSED AT THE
EIGHTY-SIXTH SESSION

OF THE
LEGISLATURE,

BEGUN JANUARY SIXTH, AND ENDED APRIL TWENTY-FIFTH, 1863, IN THE
CITY OF ALBANY.



ALBANY:
WEED, PARSONS AND COMPANY, PRINTERS.
1863.

board of education, unless by the unanimous vote of the said board.

§ 19. This act shall take effect immediately.

Chap. 447.

AN ACT to incorporate the Preble Water Company.

Passed May 5, 1863.

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

SECTION 1. David Jacobs, Caleb D. Kirmer, Thomas J. Howard, Matthias Van Hoesen, John Green, Edmund Kelly, Benton Capron, John J. Out, Seth P. Kelsey, and Horatio Van Buskirk, and all such persons as are or may hereafter be associated with them, are constituted a body corporate, by the name of the Preble Water Company. Corporators

§ 2. The concerns of said corporation shall be managed by three directors, who shall reside in the said town and have an interest in said company, and who shall hold their offices for one year, and until others are chosen in their places. The directors shall be chosen annually on the first Monday of March, at such time of day and place in said town as the directors for the time being shall appoint. Each member of said company shall be entitled to one vote. David Jacobs, Thomas J. Howard and Matthias Van Hoesen shall be the first directors, and shall hold their offices until the first Monday of March, eighteen hundred and sixty-four, and until others are chosen in their places. In case of a vacancy in the direction, by reason of the death or resignation of any director, or by his removal from said town of Preble, it may be filled by the remaining directors until the next annual election, or until some other person shall be elected to fill the same. If, at any time, an election of directors shall not take place on the day appointed by this act, the corporation shall not for that reason be dissolved, but an election may be held on any other day, in such manner as shall be provided by the by-laws or prescribed by the directors. Directors and term of office.

Officers and
by-laws.

§ 3. The directors shall annually appoint a president, secretary, treasurer, and collector, and such other officers and agents as they shall, from time to time, deem necessary, and they may make and ordain such by-laws and regulations as they may deem necessary and proper for the management of their business and for accomplishing the purposes of this corporation.

May hold
real estate
and their
powers.

§ 4. And, for the purpose of supplying the several members of this corporation and those associated with them with water, the said corporation may purchase, take and hold real estate, and may take such water from two springs situate on lot number seventy-seven, in said town (one of said springs on the lands of John Shelden and one on the lands of Charles S. Dresser), with the consent of the owner or owners of such lands or springs, and divert and convey to the dwellings of the individuals belonging to this corporation and those associated with them; and may lay and construct or repair now laid and constructed any pipes, conduits, aqueducts, wells, reservoirs, or other works necessary for such purpose, upon any lands so entered upon, purchased, taken or held. Said corporation may, as aforesaid enter upon any lands, streets, highways, roads or public squares through which they may deem it proper to convey the water from said springs, and lay and construct any pipes, conduits, aqueducts or other works for that purpose, leaving the said lands, streets and highways in the same condition, as nearly as may be, as they were before said entry.

Rules and
regulations.

§ 5. The directors of said company may establish such rules and regulations for and concerning the conduct and government of all such persons as shall use the water from their works, so far as respects the preservation and use and restraining the water thereof, and may thereby impose penalties and forfeitures for any violations of such rules and regulations, so that such penalty or forfeiture shall not, in any case, exceed five dollars, which penalty or penalties may be recovered from the person or persons violating the said rules and regulations, with costs of suit, in any court having jurisdiction thereof.

Use of wa-
ter.

§ 6. The company may make any agreements, contracts, grants and leases for the sale, use and distribution of water that may be agreed upon between the company

and any individuals, corporations and associations, which agreements, contracts, grants and leases shall be valid and effectual in law.

§ 7. The company shall have full power to levy a tax on any or all persons using the water from said works, as they may deem proper and just, for the purpose of keeping said works in good repair, and to attach their warrant thereto, signed by a majority of the directors, authorizing their collector to collect the several sums in the same manner as the town collectors are authorized to collect taxes.

May levy tax for use of water.

§ 8. The corporation hereby created shall possess the powers and be subject to the provisions of title three, chapter eighteen of the first part of the Revised Statutes, so far as the same are applicable and not otherwise provided for in this act.

Revised Statutes applied.

§ 9. This act shall take effect immediately.

Chap. 448.

AN ACT to incorporate "The Society for the Protection of Destitute Roman Catholic Children in the city of New York."

Passed May 5, 1863; three-fifths being present.

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

SECTION 1. Felix Ingoldsby, Charles A. Stetson, Eugene Kelly, Charles M. Connolly, Daniel Devlin, Andrew Carrigan, L. Silliman Ives, Edwd. C. Donnelly, Edward Frith, Henry J. Anderson, Joseph Fisher, Eugene Plunkett, John McMenemy, Donatien Binsse, Lewis J. White, John O'Brien, John Milhau, Bernard Amend, John E. Develin, Stephen J. Philbin, Florencio Escalante, John O'Connor, Henry L. Hoguet, James Lynch, Frederick E. Gibert. Daniel O'Connor, and their successors, are hereby constituted a body corporate by the name of "The Society for the Protection of Destitute Roman Catholic Children in the city of New York," and by that name shall have the powers which by the third title of the eighteenth chapter of the first part of the Revised Statutes are declared to belong to corporations, and shall

Corporators