

L A W S
OF THE
STATE OF NEW-YORK,
PASSED AT THE
FIFTY-FIFTH SESSION
OF THE
LEGISLATURE,
BEGUN AND HELD AT THE CITY OF ALBANY,
THE THIRD DAY OF JANUARY, 1832.



ALBANY :
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1832.

CHAP. 272.

AN ACT to incorporate the Rome Aqueduct Company.

Passed April 25, 1832.

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

§ 1. Bela B. Hyde, Amos Parmalee, Plina Darrow, Hiram Wheedon, Jane Lynch and Peter A Jay, John O'Neil, Thomas Hurmatty, Lyman Briggs, Jeremiah B. Brainerd, James Merrill, Jeremiah Brainerd, and all other persons who now are or hereafter may be associated in the company to be formed for supplying the village on or near the Erie canal, in the town of Rome, Oneida county, with good and wholesome water, by means of conduits or aqueducts, shall be and are hereby created a body politic and corporate, by the name of "The Rome Aqueduct Company;" and may hold real and personal estate by purchase or otherwise, and convey the same as may be convenient for the transaction of its business, not exceeding one thousand dollars in the whole, exclusive of the profits or income of the said company.

Corporation created.

§ 2. Bela B. Hyde, Amos Parmelee and Plina Darrow shall be commissioners for receiving subscriptions for the stock of said company ; which said stock shall consist of one hundred shares of ten dollars each. And all persons who have expended any sums of money for the purposes contemplated by this act, shall be entitled to stock for the amount they have so paid ; and as soon as one-half of said stock shall be subscribed, said commissioners shall call a meeting of the stockholders for the purpose of choosing officers of said company ; the notice for which meeting shall be published two weeks previous thereto, in the newspaper printed at Rome aforesaid.

Subscriptions to stock.

§ 3. The stock, property, estate, affairs and concerns of the said corporation shall be managed and conducted by five directors, who shall be annually elected by the stockholders, in such manner as shall be directed by the by-laws of said corporation : and the directors so elected shall hold their offices for one year from the day on which they are elected : and in case of resignation or inability to serve, in any way whatsoever, the remaining directors may fill the vacancy for the remaining part of the year, all of which directors shall be stockholders.

Directors.

§ 4. The persons who may be chosen to be directors, shall meet as soon as may be after every election, and choose a president and secretary, one treasurer and collector, and as many other agents and servants as they may deem proper and useful ; and the said corporation shall have full power to make

Officers.

and ordain such by-laws, rules and regulations as they may deem necessary to attain and preserve the objects aforesaid, to impose penalties, not exceeding five dollars for one offence, for a breach of such by-laws, rules and regulations, which is calculated to prevent injuries to the conductors or aqueducts of the said company, or the drawing of water therefrom, without due authority from the said company; which permission shall be given by a certificate, sealed with the seal of said corporation, signed by the president and secretary. The said corporation shall have power to assess and collect from the members or stockholders of said company, their just and equal shares of the expenses that may be incurred in and about the concerns of the company, and to institute such suits as may be necessary to recover all such moneys as may become due to the company for water distributed from the conductors or otherwise; and that the said treasurer shall receive and pay out all moneys collected by virtue of this act, as he shall be directed by the said company; and the said secretary shall, in a book to be provided for that purpose, enter in writing all the proceedings of the company, and shall make out and deliver to the collector a list of the subscribers, with the respective amounts subscribed, and also a list of such persons as shall use the water, who may be in arrear for the use of the same; which said list or lists shall be certified by the president, of all such sum or sums of money as may be due, which said collector shall proceed to collect the moneys so contained in such list or lists, in like manner as the collector of any town is by law authorised to collect the taxes levied in said town, and shall pay over the same by him collected, to the said treasurer of such corporation.

Transfers.

§ 5. All transfer of shares of stock in said company shall be made and entered in writing in a book kept for that purpose, under such regulations as the corporation may think proper; that for the purpose of carrying this act into effect, it shall and may be lawful for the said company to pass through the lands of any person or persons, to dig up the same for the purpose of laying down aqueducts, and to enter on said lands at any time, to repair and examine the same; and said corporation shall have power to lay down aqueducts in any public highway or street, so as not to injure the travel on the same: and further, that in case of taking private property, they shall first purchase and pay therefor, or get consent for using the same; but in case of disagreement as to going through any lands, the differences may be settled and determined by any three discreet and reputable freeholders of the town of Rome, 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 it shall be lawful for any judge of the court of common pleas of the county of Oneida, to appoint three discreet

Aqueducts
how to be
laid.

freeholders, not interested in the premises, at the request of either party, and on their determining the same, their award shall be final and conclusive: *Provided* the said company shall pay such sum or sums, as shall be determined upon by said freeholders, which said award shall be entered under their hands and seals, or the hands and seals of a majority of them.

§ 6. The stock of said corporation shall be deemed personal property: and the legislature may at any time alter or repeal this act; and nothing herein contained shall authorise said company to procure water for any mill machinery, or for any other purpose than to supply the inhabitants with water for the common domestic and culinary uses. Stock personal property.

§ 7. The corporation created by this act shall continue for twenty years from the passage of this act, unless their charter shall be forfeited or repealed, and shall be subject to the provisions contained in the third title of the eighteenth chapter of the first part of the Revised Statutes. Duration of act.

CHAP. 273.

AN ACT imposing a Tax on Dogs in the Counties of Richmond, Rockland and Westchester.

Passed April 25, 1832.

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

§ 1. There shall be annually levied and collected, in the counties of Richmond, Rockland and Westchester, the following tax on dogs: upon every dog or bitch of six months old or upwards, kept by any one person or family, fifty cents, and for every additional dog or bitch, kept by the same person or family, the same tax as is provided to be levied and collected by part first, chapter twenty, title seventeen, and section one of the Revised Statutes; and the revenue so collected in the counties of Richmond, Rockland and Westchester, shall be applied in the same manner as directed by the said title of the Revised Statutes.