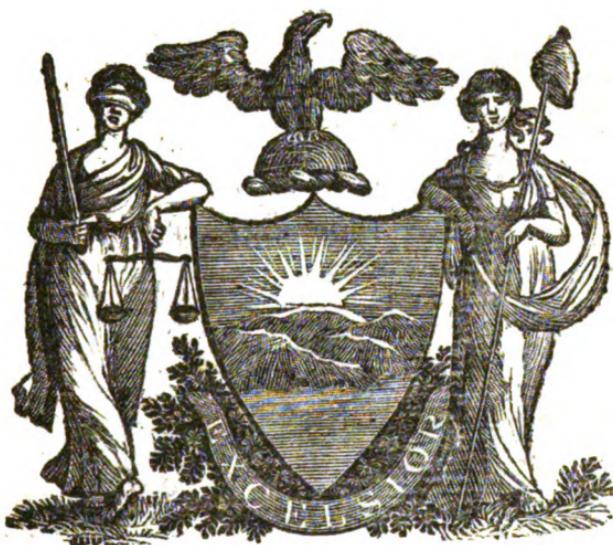


L A W S

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, 1803.

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

II. *And be it further enacted,* That instead of the overseers of 2
the poor of the said Indians, the "keepers of the peace" shall be
the guardians of the persons and property of all infants in the said
town, who shall not have any persons there residing competent to
take care of them.

III. *And be it further enacted,* That the personal property of 3
which any of the said Indians shall die possessed of or entitled to,
shall be distributed by the "keepers of the peace" in like manner
and proportions as is provided by the laws of this state for the dis-
tribution of the personal estate of the citizens thereof; subject
nevertheless, to an appeal to such superintendent and attorney
aforesaid, in case any person shall conceive himself aggrieved by
such distribution.

IV. *And be it further enacted,* That the "keepers of the peace" 4
of the said Indians shall be entitled to receive, for their services to
be performed by virtue of the said recited act and this act, such
moderate compensation as such superintendent and attorney shall
deem reasonable, and allow therefor, to be paid annually out of the
annuity of the said Indians.

V. *And be it further enacted,* That it shall be lawful for any one 5
of the said "keepers of the peace" to issue a subpoena, the same
being drawn in as brief a form as may be, and subscribed by such
"keeper of the peace," to summon any person, whose attendance
may be required as a witness in any cause instituted before the
said "keepers of the peace;" and if any person, so summoned, 6
shall neglect to appear and give testimony in such cause, or ren-
der a sufficient excuse for his non-attendance to the satisfaction of
such "keepers of the peace," every such person shall forfeit to the
party on whose behalf he shall be summoned, the sum of five dol-
lars, to be recovered in an action of debt, in the name of such par-
ty, before the said "keepers of the peace."

Utica Aqueduct.

C H A P. XXXV.

C O N T E N T S.

6. Assessments, how levied and collected.
4. Bye Laws and Ordinances, Stockholders may establish.
3. Clerk, Collector, Treasurer, &c. to be appointed.
7. ——— Their duty.
1. Incorporation, Style and corporate Rights of the Company.
2. Meeting of Stockholders, how convened.
5. Penalties may be imposed.
8. Transfers of Stock, rules to be prescribed for making.

*An ACT for Incorporating the Utica Aqueduct Company, in the Coun-
ty of Oneida.*

Passed March 16th, 1802.

I. **B**E it enacted by the People of the State of New-York, represent- 1
ed in Senate and Assembly, That Benjamin Walker, Silas

Clark and Robert Bordwell, and such other persons as may become associated with them for supplying the village of Utica with wholesome water by means of aqueducts, shall be and are hereby made and created a corporation and body politic, by the name of "The Utica Aqueduct Company;" and by that name shall be capable in law, to sue and be sued, plead and be impleaded, in any court of record, and to hold and enjoy such real and personal estate as may be necessary for the attainment of the object aforesaid, not exceeding five thousand dollars in the whole, exclusive of the profits or income of the said aqueducts.

- 2 II. *And be it further enacted*, That it shall and may be lawful for the persons above named or either of them, or of their associates, by notice to be published in the newspaper printed in the said village, or served personally on the members of the company, or left at their usual places of abode, at least three days previously to any meeting, to convene the company at some convenient place
- 3 in the said village; and such of the members, being at least a majority of the whole number, as shall so convene, shall be authorized by a vote of the majority present, to elect a treasurer, clerk and collector of the company, and to appoint such other agents and superintendents as may be necessary to carry into effect the objects
- 4 of this incorporation; to make and ordain such bye laws, rules and regulations as they may deem necessary to attain and preserve the objects aforesaid; to impose penalties, not exceeding ten dollars
- 5 for one offence, for a breach of such bye laws, rules and regulations; and to prevent injuries to the conduits or aqueducts of the company, or drawing water therefrom without due authority from the
- 6 company; and to assess and collect, from the members of the company, their just and equal shares of the expences 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 monies as may become due to the company, for water distributed from the said conduits.
- 7 III. *And be it further enacted*, That the said treasurer shall receive and pay out all monies collected by virtue of this act, subject to the orders of the company; and the said clerk shall, in a book to be provided for that purpose, enter in writing, all the proceedings of the company when convened as aforesaid, and shall make out and deliver to the collector a tax-list or assessment-roll, by him duly certified, of all such taxes or sums of money as may be collectable of the members of the company, by virtue of this act; which collector shall proceed to collect the monies, contained in such tax-list, in like manner as the collector of any town is by law authorized to levy and collect the taxes committed to him for that purpose, and shall pay over the monies by him collected to the said treasurer.
- 8 IV. *And be it further enacted*, That all transfers of shares in the said company shall be made and entered in writing in a book for that purpose, under such regulations as may be prescribed by the company.