

New York (State) Laws, Statutes, &c.

L A W S

OF THE

STATE OF NEW YORK

1873-75

PASSED AT THE

SESSIONS OF THE LEGISLATURE

HELD IN THE YEARS

1797, 1798, 1799 and 1800, inclusive,

*BEING THE TWENTIETH, TWENTY-FIRST, TWENTY-SECOND AND
TWENTY-THIRD SESSIONS.*

REPUBLISHED BY THE SECRETARY OF STATE, PURSUANT TO
CHAPTER THREE HUNDRED AND FORTY-ONE OF THE LAWS
OF EIGHTEEN HUNDRED AND EIGHTY-FIVE.

VOLUME IV.



ALBANY:

WEED, PARSONS AND COMPANY, PRINTERS.

1887.

Stamford. *And be it further enacted,* That all the remaining part of the town of Stamford, shall be and remain a separate town by the name of Stamford and the first town meeting in the said town of Stamford, shall be held at the dwelling house of Joshua Webster in said town.

Town privileges. *And be it further enacted,* That the freeholders and inhabitants of the said towns shall be entitled to all the privileges, and be subject to all the penalties which the freeholders and inhabitants of the other towns in this State are entitled, and subject to by law.

Division of the poor. *And be it further enacted,* That as soon as may be after the first Tuesday of April next, the overseers of the poor and the supervisors of the said towns, shall after due notice being given for that purpose by the supervisors of the said towns, meet together and apportion the money and poor belonging to said town of Stamford, previous to the division thereof, in as equitable a manner as may be: And in case the supervisors and overseers of the poor can not agree in the division of the money and poor as aforesaid, then the supervisors of the county of Delaware at their annual meeting, shall make such division of the money and poor as aforesaid, as shall appear most equitable to the major part of them, and that forever thereafter, each of the said towns shall support and maintain their own poor.

Where courts to be held. *And be it further enacted,* That as soon as the court of common pleas in and for the county of Delaware, shall judge, the court house now erecting in the town of Delhi in said county to be so far completed, as to be fit for the accommodation of said court, it shall and may be lawful for said court to adjourn to and hold the same court at said court house.

Id. *And be it further enacted,* That when said court of common pleas shall have pronounced said court house so far completed as aforesaid the court of general sessions of the peace in and for said county shall hold their next sessions at said court house, any law or previous adjournment thereof to the contrary notwithstanding.

Jail of county. *And be it further enacted,* That as soon as said courts of common pleas and general sessions of the peace, shall judge the gaol now erecting in the town of Delhi in said county, fit for the safe keeping of all and every of the prisoner or prisoners thereto committed, said gaol shall be deemed and considered to be the common gaol of said county, and the sheriff of said county, shall then by virtue of an order from the court of common pleas or general sessions of the peace as the case may require, immediately remove all prisoners by him committed to the gaol of the county of Ulster, to said gaol so erected in the county of Delaware, and the costs and charges of such removal shall be paid in the same manner as other contingent county charges are paid.

CHAP. 48.

AN ACT to ascertain the line of division between the towns of Trenton and Remsen in the county of Oneida, and for incorporating an aqueduct association in Whitesborough in said county.

PASSED the 25th of March, 1799.

West boundary line of Deerfield changed.

Be it enacted by the People of the State of New York represented in Senate and Assembly, That the west line of the former town of Schuyler, now the west line of the town of Deerfield in the county of Oneida,

instead of running from the mouth of the nine mile creek to the northeast corner of the patent of Steuben as mentioned in the eleventh section of the act entitled "An act to divide the towns mentioned" passed the tenth day of April one thousand, seven hundred and ninety two the same shall hereafter run from the mouth of the said nine mile creek on a direct line till it intersect the east line of a tract of land granted to the Baron De Steuben, one mile and an half south of the northwest corner of Serviss's patent so called, thence easterly parallel with the north line of Serviss's patent to the West Canada creek, and thence down said creek to the great falls thereof.

And be it further enacted, That the line as described in the preceding section of this act shall hereafter be considered as the true line of division between the towns of Deerfield, Floyd, Trenton and Remsen, any former law to the contrary notwithstanding —

Towns of which line to be boundary.

And be it further enacted, That Hugh White, Arthur Breese, Jonas Platt, Jephtha Brainerd, James Ferguson, Simeon Webster, Joseph Blake, Gideon Browning, Elizur Mosely, William G. Tracy, Bethael Dod, Caleb Douglass, Amos Camp and Thomas R. Gold and such other persons as may become interested in the association or company formed for supplying the village of Whitesborough in the county of Oneida with water, by means of conduits or aqueducts, shall be and are hereby created and made a corporation and body politic in fact and in name, by the name of "The Aqueduct Association in the Village of Whitesborough" and by that name shall be capable in law to sue and be sued, plead and be impleaded in any court of record; but shall not be capable of holding any real estate excepting such as may be necessary for such conduits or aqueducts in any other place than within the said village, or any real or personal estate exceeding the annual value in the whole of one thousand dollars, exclusive of the profits or income of such conduits or aqueducts —

Aqueduct Association of Whitesborough.

And be it further enacted, That it shall and may be lawful for any three of the said persons so associated or to be associated by a notice to be published in the newspaper printed in the said village of Whitesborough or to be served personally on all the members of the said association or left * or left at their respective usual places of abode, three days at least previous to any meeting, to convene the said company or association at some convenient place in the said village: And such of the members of the said association being at least a majority of the whole number, as shall so convene, shall be and are hereby authorized by a vote of a majority present to elect and appoint a treasurer, clerk and collector of such association, and such other agents as may be necessary to carry into effect the object of the association; to make and ordain all such bye laws, rules and regulations relative to the said conduits or aqueducts as they may deem proper and necessary for the superintendance, regulation and management of the same, and of such as may be added thereto, and for the alteration, preservation and reparation thereof, or for the equal assessment and collection, amongst the proprietors of the same aqueducts in proportion to their respective rights or shares, of all costs and expences arising in the execution of all such bye laws, rules and regulations aforesaid, and to impose penalties for the violation of the said bye laws and regulations; and further to institute such suits in the name of such company or association, as may be necessary to recover damages for any injustice that may be done to the said aqueducts; or for any penalty imposed as

Meetings of company; elections; regulations.

* So in the original.

aforesaid. *Provided* that no penalty to be imposed by virtue of any such bye law or regulation as aforesaid shall be contrary to the laws of this State, or exceed ten dollars for any one offence.

Treasurer,
clerk and
collector.

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

Transfers
of shares.

And be it further enacted, That all transfers of shares in the said association or company shall be made and entered in a book to be by them provided for that purpose under such regulations as may be prescribed by the said association.

CHAP. 49.

“AN ACT to divide the town of Richfield in the county of Otsego, into three towns.”

PASSED the 25th of March, 1799.

Exeter,
town of,
erected.

Be it enacted by the People of the State of New York represented in Senate and Assembly That from and after the first Monday preceding the first Tuesday of April next, all that part of the town of Richfield in the county of Otsego, beginning at the north east corner of the town of Richfield and running westerly along the north line of said town, to the northwest corner of lot number seventy eight in Schuylers patent, thence southerly to the southwest corner of lot number eighty thence easterly to the south east corner of lot number three, thence northerly on the east line of said town to the place beginning shall be and hereby is erected into a town by the name of Richfield, and that the first town meeting be held at the house of Obid Edson in said town; that all that part of the town of Richfield beginning at the northeast corner of lot number four, thence running westerly to the northwest corner of lot number fifty three, thence southerly to the southwest corner of lot number fifty six, thence on the south line of Schuylers patent to the southeast corner thereof, thence northerly on the east line of said town to the place of beginning, shall be and hereby is erected into a town by the name of Exeter, and that the first town meeting in said town be held at the house of Thomas Angel in said town; that the remaining part of the town of Richfield be erected into a town by the name of Plainfield, and that the first town meeting in the said town shall be held at the house of Vose Palmer in said town.

Town offi-
cers.

And be it further enacted That the freeholders and inhabitants of each of the respective towns hereby erected shall be and hereby are