

ACTS

OF

A LOCAL NATURE,

PASSED AT THE FIRST SESSION

OF THE

THIRTY FIRST GENERAL ASSEMBLY

OF

THE STATE OF OHIO,

BEGUN AND HELD IN THE TOWN OF COLUMBUS,

DECEMBER 3, 1832,

AND THE THIRTY FIRST YEAR OF SAID STATE.

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poor are authorized to assume the control of children upon account of the inability of their parents to provide for them, or of neglect or incompetency of their parents to make such provision, it shall be lawful for the trustees of Cincinnati township, for the time being, acting as overseers of the poor to proceed according to law to assume the control of any child or children notwithstanding the life of their parents, in the manner prescribed by law, and with the assent of the managers of the Asylum, to place them therein, and such child or children shall thereafter remain subject to the control of the managers of the Asylum, as in the case of orphans.

Sec. 11. That the General Assembly of the State of Ohio may, alter or amend this act of incorporation, but shall not repeal the same, nor shall any alteration or amendment divest the corporation, hereby created, of any property real, personal or mixed, lawfully acquired under it.

DAVID T. DISNEY,
Speaker of the House of Representatives.
SAMUEL R. MILLER,
Speaker of the Senate.

January 25, 1833.

AN ACT to incorporate the "Cleveland Water Company."

Sec. 1. *Be it enacted by the General Assembly of the State of Ohio,* That Philo Scovill and his associates, for the time being, their successors and assigns, be, and they are hereby created a body corporate and politic, for the purpose of supplying the village of Cleveland, in the county of Cuyahoga, within the present corporate limits thereof with good and wholesome water, by the name of the "Cleveland Water Company;" and by that name shall be, and are hereby made capable, in law, of suing and being sued, pleading and being impleaded, incourts of record, or any other place whatever; may have a common seal, and the same may alter or renew at pleasure; and shall be capable of taking, holding and acquiring any estate, real, personal, or mixed: Provided, that all such real estate shall be necessary for effecting the objects of this incorporation.

Sec. 2. That the capital stock of said company, shall be twenty five thousand dollars, with power to the company to increase the same at pleasure to fifty thousand; the said stock to be divided into shares of fifty dollars each, and it shall be deemed personal property, and may be transferred in such manner as the said company by their by laws may direct: Provided, that nothing herein contained shall be so construed as conferring on the said body politic the powers of banking.

Sec. 3. That the control and direction of the operations of said company, shall be in a board of three directors, to be chosen annually at such times and in such manner as shall be directed by the by laws of said company, and the first election shall be holden at some convenient and proper place in said village at such time as may be designated by any three members of said company by giving at least fifteen days notice in some newspaper published in said village. The said board of directors shall have power to appoint such agents as they may deem necessary, and to make and ordain all necessary by laws, rules and

regulations for the government and control of said company, its operations and interests; and to call in the capital stock of said company in such instalments as they deem proper.

Sec. 4. That it shall be lawful for the said company to enter into and upon the lands and tenements of any person, and to make and construct in, over, or through the same, such cisterns, reservoirs, aqueducts, pipes, and water courses as may be necessary to effect the purposes of this incorporation, doing no unnecessary damage to said lands and tenements: provided that said company shall pay to the proprietors of all such lands and tenements, such compensation for any and all such damage, as shall be assessed by three disinterested persons, to be appointed by the court of common pleas of said county of Cuyahoga, on the application of the party injured or by suit at law by the party injured as in other cases, for the amount of which damages when assessed or recovered the individual property of any member of said company shall be liable and may be taken to satisfy the same.

Sec. 5. That the said company shall also have power, and are hereby authorized to enter upon, dig and excavate the streets, alleys, and public squares of said county and village, in suitable places, for the erecting and maintaining such suitable cisterns, reservoirs, aqueducts, pipes, water courses, as may be necessary for effecting the objects of this incorporation; provided the same be done with as little detriment and obstruction to the public convenience as the nature of said works will admit; and provided also that the said streets, alleys and squares shall be left in as good condition as they were before the same were dug or excavated.

Sec. 6. That if any person or persons shall wilfully and maliciously, break down, injure or impair any of the machinery, engines, works, or devices of said company, whatsoever, the person so offending shall forfeit and pay to the said company double the amount of damages sustained by such injury, to be recovered by action of debt, in any court having cognizance thereof.

Sec. 7. That the said company shall have power to lease, sell, contract and receive pay for all the water to be so, as aforesaid, brought into said village, at such price as may be agreed upon by the parties to such contracts: provided that the cistern, reservoirs, and outlets of such water shall always be free and open for the purpose of extinguishing fires in said village, without any charge therefor.

Sec. 8. That this act shall be deemed a public act, and shall be benignly construed for the purposes therein expressed, in all courts and places whatsoever.

Sec. 9. That any future legislature shall have power to alter or amend this act, provided that the property of said company shall not be thereby divested nor diverted to any other purpose than the objects herein expressed.

DAVID T. DISNEY,

Speaker of the House of Representatives.

SAMUEL R. MILLER,

Speaker of the Senate.

January 25, 1833.

AN ACT to lay out and establish a state road from Thornville, in Perry county, to the town of Logan in Hocking county.

Sec. 1. *Be it enacted by the General Assembly of the State of Ohio,* That Joshua Brown of Perry county, John Augustus, Sen. of Fairfield county;