

ACTS OF A LOCAL NATURE,

PASSED AT THE FIRST SESSION OF THE

THIRTY-FOURTH GENERAL ASSEMBLY

OF THE

STATE OF OHIO;

Began and held in the City of Columbus,

DECEMBER 7, 1835.

IN THE THIRTY-FOURTH YEAR OF SAID STATE.

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county commissioners of their proper county are hereby authorized to fill such vacancy as often as the same may occur.

WM. SAWYER,
Speaker of the House of Representatives.

ELIJAH VANCE,
Speaker of the Senate.

January 18th, 1836.

AN ACT

To incorporate the Richmond Water Company.

Sec. 1. *Be it enacted by the General Assembly of the State of Ohio, That* John W. Okley, E. Shepherd, Geo. E. K. Day, John Barr, Ol. A. Crary, and their associates for the time being, their successors and assigns, be, and they are hereby created a body politic, for the purpose of supplying the village of Richmond, in the county of Geauga, with good and wholesome water, from a certain spring, on lot No. 4, in the township of Painesville, in the county aforesaid, known as the Jackman Spring, by the name of "The Richmond Water Company;" and by that name shall be, and are hereby made capable in law, of suing and being sued, pleading and being impleaded, in courts 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 such real estate shall be necessary for effecting the objects of this corporation.

Sec. 2. That the capital stock of said company shall be ten thousand dollars; the said stock to be divided into shares of fifty dollars each, and shall be deemed personal property, and may be transferred in such manner as the company, by their by-laws, shall direct.

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 county; 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, not inconsistent with the laws of this state, for the government and control of said company, its operations and interests, not incompatible with the constitution and laws of the United States, or of this state, and to call in the capital stock of said company, in such instalments as they may deem proper.

Sec. 4. That said company shall have the sole and exclusive right of conveying water from the said spring to the said village of Richmond; and it shall be lawful for 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 such lands and tenements: *Provided*, That the aforesaid company shall be the sole and *bona fide* owners of the aforesaid Jackman Springs: *Provided, also*, That said company shall pay the proprietors of all such lands and tenements such compensation, for any and all such damages as shall be assessed, by three disinterested persons, to be appointed by the court of common pleas of said county of Geauga.

Sec. 5. That the said company shall have power, by and with the consent of a majority of the electors, residing within said village of Richmond, or the proper authority thereof; 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 and water courses, as may be necessary for effecting the objects of this corporation: *Provided*, The same be done with as little detriment and destruction to the public convenience, as the nature of said works will admit, and are left in good repair, and condition.

Sec. 6. That if any person or persons shall, wilfully or 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 collected 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 sold as aforesaid, brought into said village, at such a price as may be agreed upon by the parties to such contracts: *Provided*, That the cisterns, 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: *And provided, further*, That the funds of said company shall at no time be used for banking purposes.

Sec. 8. That this act shall be deemed a public act.

Sec. 9. That any future Legislature shall have power to alter this act: *Provided*, That the property and stock of said company shall not be thereby divested, nor diverted to any other purpose than the objects herein expressed.

WM. SAWYER,
Speaker of the House of Representatives.
ELIJAH VANCE,
Speaker of the Senate.

January 19, 1836.

AN ACT

For the relief of Enoch Rush.

WHEREAS, It is represented to this General Assembly, that Enoch Rush did, on the 18th day of June, 1824, purchase of Quintus A. Atkins, agent on the part of the state of Ohio, a certain tract of land, for