

102
ACTS

AND

RESOLUTIONS

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF SOUTH-CAROLINA,

PASSED IN DECEMBER, 1825.

COLUMBIA:

PRINTED BY D. & J. M. FAUST,

1826,

Dec. 1825.



tive districts, all such sums of money as they shall have received during the year preceding.

Penalty for violating this act.

Sec. 6. *And be it further enacted by the authority aforesaid,* That if any Hawker or Pedlar, after the first day of March next, shall sell or expose to sale, any goods, wares or merchandize in any district in this State, without having obtained a lawful license for that purpose, according to the provisions of this act, such Hawker or Pedlar, on conviction thereof by indictment, shall forfeit and pay the sum of five hundred dollars.

Repealing clause.

Sec. 7. *And be it further enacted by the authority aforesaid,* That all acts, and parts of acts, repugnant to this act, shall be, and the same are hereby repealed.

In the Senate House the nineteenth day of December, in the year of our Lord one thousand eight hundred and twenty-five, and in the fiftieth year of the Independence of the United States of America.

JACOB BOND I'ON, *President of the Senate.*

JOHN B. O'NEALL, *Speaker of the House of Representatives.*

CHAP. 18.—An ACT to incorporate the Charleston Water Company, and for other purposes therein.

Charleston Water Company incorporated.

[Sec. 1.] *Be it enacted by the Honorable the Senate and House of Representatives now met and sitting in General Assembly, and by the authority of the same,* That Robert Mills, and such other persons as may join with him to form a Company, for the purpose of supplying the City of Charleston with water, be, and are hereby incorporated and made a body politic in deed and in law, by the name of "The Charleston Water Company," and shall have full and ample powers and authority to do, perform and execute all and every matter and thing which any other similar corporation may or rightfully can do; and shall have perpetual succession, and by the name aforesaid, may sue and be sued, answer and be answered in any Court of Law or Equity in this State or elsewhere.

Authorized to make canals, &c.

Sec. 2. *And be it further enacted,* That the said Company shall have full power and authority to make canals, lay conduits or tunnels for the conveyance of the said water, through, under, and along any highway in the country adjacent, or any street or streets, lane or lanes, alley or alleys of the City of Charleston, for the purpose of conveying and distributing the said water: And the said conduits, canals, or tunnels, from time to time, to renew and repair; and for such purposes to dig, break up and open, at their own expense, all or any part of such highways, streets, lanes and alleys, and of the middle or side pave-

ments thereof, leaving at all times a sufficient passage for carriages, horses and foot passengers, and restoring forthwith to their former condition all such highways, streets and alleys, and the pavements thereof, as may be at any time so dug, opened or taken up.

Dec. 1825.

Sec. 3. *And be it further enacted by the authority aforesaid,* That the Company shall have full power and authority, to establish reservoirs and public fountains in such parts of the streets and squares of the said City or adjacent thereunto as they may think proper; and to grant to all persons whomsoever, and to all bodies politic and corporate, the privilege of using the said water so to be introduced in such a manner, and on such terms and conditions, and in such quantities respectively, as they shall think fit. And the said water so to be introduced, together with all reservoirs, canals, tunnels, engines, buildings and machines to be by them made and used, for the purpose of introducing, raising and distributing the said water, to hold to them, their successors and grantees for ever, as their sole and exclusive property.

May establish
reservoirs &
fountains.

Sec. 4. *And be it further enacted by the authority aforesaid,* That any suit, action or complaint by the said Company, against any person or persons whosoever, on account of, or grounded on a trespass or injury done to the said works, or any tunnels, conduits, canals, water courses, mounds, plug, cock, reservoir, dyke, engine, machine or thing appertaining to the same, shall, in every instance, be held deemed as transitory in its nature, and may be brought, sustained and tried in any Court in this State, having jurisdiction in such like cases.

May sue for
injury done
to the work.

Sec. 5. *And be it further enacted by the authority aforesaid,* That if any person shall wilfully pollute the said water, by throwing any dead animals or other impure substances into the same—or by swimming, bathing or washing themselves, or washing cloths or the skins of any dead animals or other impure substances—or by erecting any privy or other nuisance so near the said water as to pollute the same, the person or persons so offending, shall forfeit and pay to the Company a sum not exceeding twenty dollars for every such offence, to be recovered before any Court of competent jurisdiction, and be obliged to remove said nuisance, or forfeit and pay the sum of ten dollars for every day the same shall continue, to the use of the Company, to be recovered by action of debt, at the suit of the Company.

Penalty for
injuring the
water.

Sec. 6. *And be it further enacted by the authority aforesaid,* That the said Company shall have full power

May make
by-laws.

Dec. 1825. and authority to make all by-laws, rules and regulations for the well ordering and conducting of the business of the Company; and such by-laws, rules and regulations to alter, change and annul at their pleasure: *Provided* the same be not repugnant to the laws of the land.

May construct a navigable canal.

Sec. 7. *And be it further enacted by the authority aforesaid,* That should the said Company consider it expedient at any time to associate with the plan of supplying the City of Charleston with water, the construction of a navigable canal, they shall be, and are hereby authorized to impose and collect the usual toll on all such boats and craft as may navigate the same, not exceeding the rates charged by the Santee Canal Company.

In the Senate House the twentieth day of December, in the year of our Lord, one thousand eight hundred and twenty-five, and in the fiftieth year of the Independence of the United States of America.

JACOB BOND PON, *President of the Senate,*
JOHN B. O'NEALL, *Speaker of the House of Representatives.*

CHAP. 19.—An ACT to increase the security to be given by the Sheriff of Richland District hereafter elected.

[Sec. 1.] *Be it enacted by the Honorable the Senate and House of Representatives now met and sitting in General Assembly, and by the authority of the same,* That every person hereafter elected to the office of Sheriff of Richland District, shall give bond, with securities, for the due and faithful discharge of the duties of his office, in the sum of twenty thousand dollars, instead of the sum now required by law.

In the Senate House the nineteenth day of December, in the year of our Lord one thousand eight hundred and twenty-five, and in the fiftieth year of the Independence of the United States of America.

JACOB BOND PON, *President of the Senate.*
JOHN B. O'NEALL, *Speaker of the House of Representatives.*

CHAP. 20.—An ACT to define the limits, and confirm the title of a certain Lot in the Town of Georgetown, sold under direction of the State, to the Master, Wardens, and Members of the Winyaw Lodge, No. 40, Ancient Free Masons of South-Carolina.

[Sec. 1.] *Be it enacted by the Honorable the Senate and House of Representatives now met and sitting in General Assembly, and by the authority of the same,* That the sale of the Lot in the Town of Georgetown, whereon the old Court House stood, made by the Commissioners therein named, under a resolution of the Legislature, passed on the twenty-first day of December, in the year of our Lord one thousand eight hundred and twenty-two, to