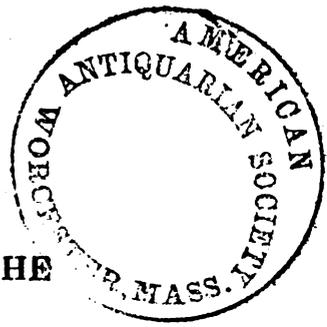


\$3.00,

ACTS

PASSED BY THE

LEGISLATURE OF THE



STATE OF VERMONT,

AT THEIR OCTOBER SESSION,

1821.

PUBLISHED BY AUTHORITY,

MIDDLEBURY :

PRINTED BY COPELAND AND ALLEN,

1821,

OLD STATE
UNIVERSITY

VP

A.D. 1821. stitution and laws of this state ;—may take and hold, by gift, grant, purchase, or otherwise; any estate, real or personal, and the same use, manage, and improve, for the benefit of said academy.

Corporation may fill vacancies in board of trustees.

First meeting by whom warned.

What number shall constitute a quorum.

Estate of corporation exempt from taxation to a certain amount.

SEC. 3. *It is hereby further enacted,* That the said corporation may fill any vacancy, which may be occasioned by the death, resignation, or removal out of the county, of any of the members of said corporation, at any meeting, warned and holden according to the by-laws, which they may establish ;—and John C. Thompson and James B. Sumner, or either of them, may warn the first meeting of said Trustees, at any convenient time and place, within three months from this date, for the transaction of any necessary business, relating to the corporation. And any nine of said Trustees, shall constitute a quorum to do business ;—and whenever the whole number of Trustees shall be less than sixteen, and less than nine shall attend at any meeting duly warned, then such less number shall proceed to fill vacancies.

SEC. 4. *It is hereby further enacted,* That, all real and personal estate of said corporation, not exceeding ten thousand dollars, shall be free and exempt from taxation.

[Passed Oct. 30, 1821.]

Passed Nov. 3, 1821.

CHAPTER 91. AN ACT, to incorporate an Aqueduct Company in the town of Burlington.

Burlington aqueduct company incorporated.

SECTION 1. *It is hereby enacted by the General Assembly of the State of Vermont,* That Ebenezer T. Englesby, Archibald W. Hyde, Timothy Follett, Andrew Thompson, Wm. A. Griswold, Moses Bliss, Philo Doolittle, and John Howard, and their associates, and successors, shall be, and are hereby created a corporation and body politic, in fact and in name, by the name of the Burlington Aqueduct Company ; and by that name, shall have

succession, may sue and be sued, plead and be impleaded, contract and be contracted with, in all respects, like a natural person ; may purchase and hold and convey both real and personal estate ; may have a common seal, and the same alter at pleasure, and shall have and enjoy all the privileges and immunities, incident to similar corporations, for the purpose of completing and repairing said aqueduct.

A.D. 1821.

General rights and powers of corporation.

SEC. 2. *It is hereby further enacted,* That the stock of said company, shall be deemed and considered personal property ; and shall consist of as many shares as the said company may deem proper ; that each of the stockholders of said company, shall pay, in such proportions, and at such periods of time, as the trustees shall direct, upon pain of forfeiture of their shares, and all previous payments to the said trustees, for the benefit of the company ;—that the management of the said company, and its concerns, shall be entrusted to five trustees, being stockholders, and inhabitants of the town of Burlington, which trustees shall hold their offices, one year from the first day of November, in each year ; that an election of trustees shall be annually held, on the Saturday next preceding the first day of November, in such place, in the village of Burlington, and at such time, as the trustees, shall, from time to time, appoint, by notification, in one of the papers, printed in said Burlington, at least one day preceding the day of election ; that all elections shall be by ballott, by the stockholders, personally, or by proxy,—each stockholder voting in the following manner, to wit : one vote for every share, not exceeding five, and one vote for every two shares over five ; but no person, or partnership, shall be entitled to more than ten votes ;—and the said five persons, having the greatest number of votes, shall be elected trustees ;—that any two, or more persons, having an equal number of votes, so that five trustees shall

Stock of company to be deemed personal estate.

Concerns of company to be managed by five trustees.

Elections regulated.

A. D. 1821. not be elected, the stockholders shall proceed to elect, in the same manner, out of the persons, having an equal number of votes, so many as shall complete the number of five trustees; that the first trustees, hereafter named in this act, shall, on the first Tuesday of December, next, elect one of their number President; and the trustees hereafter to be appointed, shall, on the first Tuesday of Nov. annually, elect one of their number, President;—and in case of his absence from any meeting, the remaining trustees may appoint a president, pro tempore; and in case of vacancy, by death, removal, or resignation, of any trustee, or trustees, the stockholders shall elect others to fill the vacancy or vacancies, in like manner, as aforesaid;—and the first trustees shall be Ebenezer T. Englesby, William A. Griswold, Timothy Follett, Archibald W. Hyde, and Andrew Thompson, to hold their offices until the first day of November, 1822.

Names of first trustees.

Trustees may appoint a clerk, superintendent, &c.

May declare dividends.

Other powers of trustees.

Sec. 3. *It is hereby further enacted,* That it shall be the duty of the said trustees, to appoint a clerk of said company, and shall, in their discretion, appoint a superintendent, and such other officers and agents, as they may, from time to time, deem necessary, for carrying into effect the powers vested in said company,—to declare dividends on the stock of said company, as often as they shall deem proper;—to establish the mode of calling extraordinary meetings of said company,—to determine upon the compensation, which the officers and agents shall be entitled to receive—to regulate the mode of transfers of said stock, and the conduct and government, of all such persons as shall use the water from the conduit pipes, or aqueducts of said company, so far as respects the preservation of the water, and use thereof; and to restrain waste, and by suitable by-laws, and regulations, to impose penalties, or forfeitures, for refusal to comply with such regulations;—*Provided,* That no penalty, exceeding ten dollars, shall be imposed,

for any offence ; which penalty shall be recoverable in the name of the clerk of said company, before any justice of the peace, who may, by law, judge between the parties, with costs, in an action of debt ; and shall, also, have power to make, repeal, and alter, all such by-laws, rules and regulations, as they may deem necessary, for the due regulation of their common concerns and interest, not repugnant to the constitution and laws of this state. A. D. 1821,

SEC. 4. *It is hereby further enacted,* That the said President, in his said capacity of President, shall sign and execute all deeds, leases, contracts, and obligations, for, and in behalf of the said company ; and all contracts, or obligations, entered into, or made with, or executed by him, shall be good and valid, in law, to bind the said company ; provided it be done by, and with the consent, of a majority of the board of trustees. President shall sign deeds, leases, &c.

SEC. 5. *It is hereby further enacted,* That when any share, or shares, of said company, may be attached on mesne process, an attested copy of such process, with the officer's return thereon endorsed, shall be left with the clerk of said corporation, at the time of serving the same ; otherwise such attachment shall be null and void ; and such share, or shares, may be sold on execution, in the same manner, as is now, or may, hereafter, be provided, by law, for making sale of personal estate, on execution ; and the officer serving the same, shall leave a copy of such execution, with his return thereon endorsed, with the clerk of said corporation, within fourteen days, next after such sale ; and such share or shares, so sold, shall, to all intents and purposes, be vested in the purchaser. Shares may be attached
And sold on execution.

SEC. 6. *It is hereby further enacted,* That if any person, or persons, shall, wilfully, stop, impair, divert, or break, any conduit, aqueduct, or reservoir, belonging to said company, or any other matter, or thing, appertaining to the conducting or pre- Penalty for wilfully injuring aqueduct.

A.D. 1821. serving the water, aforesaid, he, she, or they, shall forfeit and pay to the trustees, treble damages thereby sustained, with costs of suit; to be recovered in the name of said company, in any court, having cognizance thereof, for the benefit of said company.

SEC. 7. *It is hereby further enacted,* That, in case any election shall not be holden on the day which, by this act is prescribed, the said corporation, shall not, therefor, be dissolved, but it shall be lawful for the said stockholders to hold such election on any subsequent day, within sixty days, thereafter.

Further provision relative to elections.

General proviso.

Provided, That the said company shall not have power to divert their funds to any other purpose than that of erecting and repairing the aqueduct; nor shall they be capable of holding real estate, to an amount exceeding one thousand dollars.

[*Passed Nov. 3, 1821.*]

Passed Nov. 5, 1821.

CHAPTER 92. AN ACT. to incorporate the President, Directors, and Company of the Bank of Brattleborough.

Bank of Brattleborough incorporated.

SECTION 1. *It is hereby enacted by the General Assembly of the State of Vermont,* That the subscribers to the capital stock of the Bank established by this act, their successors and assigns, shall be, and they are hereby, constituted a corporation and body politic, by the name of the President, Directors, and Company of the Bank of Brattleborough; and shall so continue and have succession, until the first day of January, one thousand eight hundred and thirty seven; and by that name, may sue, and be sued, may have a common seal, and the same alter at pleasure, and shall be capable of purchasing, holding, and conveying estate, real and personal, for their own use, and shall have and enjoy all the powers and privileges, incident

Continuance of grant.

Rights, powers, &c.