

Vermont. Laws, &c. &c. &c. &c.
ACTS AND RESOLVES

PASSED BY THE

GENERAL ASSEMBLY

— OF THE —

STATE OF VERMONT,

AT THE

FIFTH BIENNIAL SESSION, 1880.



PUBLISHED BY AUTHORITY.

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1881.

No. 156.—AN ACT TO REPEAL AN ACT IN AMENDMENT OF AN ACT TO INCORPORATE THE VERMONT STATE AGRICULTURAL SOCIETY.

It is hereby enacted by the General Assembly of the State of Vermont:

SEC. 1. An act in amendment of an act incorporating the Vermont state agricultural society, approved November 19, 1866, is hereby repealed.

SEC. 2. This act shall take effect from its passage.

Approved October 28, 1880.

No. 157.—AN ACT TO INCORPORATE THE CANAAN AQUEDUCT COMRANY.

SECTION

1. Corporators; name; powers; rights and privileges.
2. First meeting, how called.
3. By-laws; capital stock.
4. Right to enter upon public streets, etc., for the purposes contemplated by this act.
5. Right to enter upon private premises for the purposes contemplated in

SECTION

- this act; remedy for damages sustained by owners.
6. Penalty for depredations or injuries committed to property of corporation.
7. Further rights and privileges guaranteed.
8. Subject to the general laws and future legislation.
9. To take effect.

It is hereby enacted by the General Assembly of the State of Vermont:

SEC. 1. Geo. W. Hartshorn, Charles H. Weeks, Charles Green, John H. Brooks, Hiram M. Harvey, Hiram Blanchard, Ed. Flanders, Cyrus E. Farnham, and others, all of said Canaan, their associates and successors, are hereby constituted a body corporate by the name of "the Canaan Aqueduct Company," with all the rights and powers incident to corporations, and may hold real and personal estate, not exceeding five thousand dollars in value, for the purpose of constructing and maintaining an aqueduct to supply the inhabitants of the village of Canaan with water for domestic and other purposes.

SEC. 2. Any three of said corporators may call the first meeting of the corporation, to be held in the village of Canaan, at such time and place as they shall appoint, by posting up notices thereof at three public places in said village, at least seven days prior to said meeting, for the purpose of choosing such officers as may be deemed necessary.

SEC. 3. Said corporation, at any meeting legally warned for that purpose, may make, alter, and repeal such by-laws, rules and

regulations as may be deemed necessary, not repugnant to the laws of this State ; and may fix the amount of their capital stock, divide the same into shares, and provide for the sale and transfer of the same ; may levy and collect assessments thereon according to law ; and may increase the shares from time to time to an amount sufficient to carry into effect the object of this act, and may fix the rate of rents, and the same alter at pleasure, and shall have power to sue for and collect said water rents when necessary.

SEC. 4. The said corporation may, for the purposes aforesaid, dig up or open any street, common or highway, for the purpose of constructing, laying down, or repairing such aqueduct, the reservoirs connected with the same, and their necessary appurtenances, feeders and extensions ; provided the same be done in such manner as not to prevent their convenient use for travel and so as not to disfigure said street, common or highway.

SEC. 5. The said corporation may enter upon and use any lands and enclosures over or through which it may be necessary to pass from the springs or reservoirs whence waters may be taken, and may thereon place, lay and construct such pipes, reservoirs and appurtenances and connections as may be necessary for the complete construction and repairing of the same from time to time ; and said corporation may agree with the owners of said lands or enclosures for the use and occupancy of the same ; but in case of disagreement, said corporation, or the owners of land so entered upon, may apply to the judges of the county court for the county of Essex by petition, and said judges shall forthwith appoint three disinterested persons to view the premises, and assess the damages sustained by the owners or occupiers of such lands by the construction of such aqueduct, reservoirs and connections and appurtenances ; and said committee shall be sworn to a faithful performance of their duties, and shall give reasonable notice to the respective parties of the time of examining the premises, and the place of hearing, and shall appraise said damage, and make report of the same to the county court of said county of Essex at the next stated term thereafter ; and said court may, in its discretion, accept, reject or recommit said report, as the ends of justice may require ; and may issue execution to carry into effect any final judgment made on said report.

SEC. 6. Any person who shall maliciously disturb or injure said aqueduct or any of its connections or appurtenances, or pollute the waters thereof, shall be liable to be prosecuted therefor by the grand juror of the town, or the state's attorney of the county wherein the offense shall be committed, by information, complaint or indictment, and on conviction thereof shall be fined not less than five dollars, nor more than twenty dollars and costs of prosecution, and shall also be liable to said corporation for all damages resulting to it by such disturbance or injury or pollution, with full costs, to be recovered by an action on the case founded on this statute.

SEC. 7. Said corporation may have a corporate seal and alter the same at pleasure ; shall have the power to sue and be sued, contract debts, not exceeding three thousand dollars in amount, borrow money, and to secure the payment of the same, may give mortgages on either their real or personal property, or on both, together with their franchise, which mortgages shall be recorded in the town clerk's office in said town of Canaan, and shall be binding on said company.

SEC. 8. This act shall be subject to the provisions of chapter eighty-six of the general statutes, entitled "of private corporations," and may be amended, altered or repealed, as the public good may require.

SEC. 9. This act shall take effect from its passage.

Approved December 18, 1880.

No. 158.—AN ACT TO INCORPORATE THE WOODSTOCK
AQUEDUCT COMPANY.

SECTION

1. Corporators ; name ; powers, rights and privileges ; purpose.
2. First meeting, how called ; capital stock.
3. Right to take water granted with certain prohibition ; proceedings in case of disagreement as to waters necessary to be reserved for private use.
4. Special powers conferred.
5. Right to enter upon land for the purposes of construction and repair granted upon certain conditions ; damages in case of disagreement, how appraised.

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6. Penalty for disturbing or injuring reservoirs, etc.
7. Corporate rights ; may sue and be sued ; may mortgage property.
8. May have corporate seal.
9. Subject to general laws and future legislation.
10. Limitation of indebtedness ; liability of directors.
11. Village of Woodstock authorized to contract with corporation.
12. To take effect.

It is hereby enacted by the General Assembly of the State of Vermont :

SEC. 1. Frederick Billings, George R. Chapman, F. W. Clark, John S. Eaton, Robert Southgate, F. N. Billings, F. S. Mackenzie, George W. Paul, O. P. Chandler, J. F. Mackenzie and others, all of said Woodstock, their associates and successors are hereby constituted a body corporate by the name of "The Woodstock Aqueduct Company," with all the rights and powers incident to corporations, and may hold real and personal estate, not exceeding forty thousand dollars, for the purpose of constructing and maintaining an aqueduct to supply the inhabitants of the village of Woodstock with water for domestic and other purposes. And any inhabitant