

ACTS AND RESOLVES

PASSED BY THE

GENERAL ASSEMBLY

OF THE

STATE OF VERMONT,

AT THE

TWELFTH BIENNIAL SESSION, 1892.



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president of their board, who shall also be president of said corporation ; they shall also elect a secretary and treasurer, which treasurer shall give bonds with surety to the satisfaction of said corporation for the faithful discharge of his trust.

SEC. 10. No person shall be eligible to the office of director who is not a stockholder of said corporation.

SEC. 11. This act shall be subject to future legislation, to amend, alter, or repeal, as the public good may require, and shall be subject to the provisions of chapter one hundred and fifty-two of the Revised Laws and shall take effect from its passage.

Approved November 21, 1892.

No. 191.—AN ACT TO AMEND AN ACT PASSED AUGUST 27, 1891, ENTITLED, "AN ACT TO INCORPORATE THE PITTSFORD AQUEDUCT COMPANY.

SECTION.

1. Section 1 of number 8, Acts of 1891, amended
2. Section 3 of said act amended.
3. Section 4 of said act amended.

SECTION.

4. Section 5 of said act amended.
5. Section 6 of said act amended.
6. When to take effect.

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

SECTION 1. Section first of said act is hereby amended so as to read as follows:

Section 1. S. K. Burbank, E. B. Rand, J. M. Goodnough, Dan D. Burditt, W. T. Denison, F. C. Denison, Jno. W. Willard, C. S. Colburn and H. F. Walker, their associates and successors are hereby constituted a body corporate by the name of the "Pittsford Aqueduct Company" with all the powers incident to corporations and may hold real and personal estate not exceeding thirty thousand dollars in value for the purpose of constructing and maintaining an aqueduct to supply the inhabitants of Pittsford with water for domestic and other uses.

SEC. 2. Section third of said act is hereby amended so as to read as follows:

Section 3. The capital stock of said corporation shall not exceed thirty thousand dollars and shall be divided into shares of fifty dollars each.

The said corporation may provide for the sale and mode of transfer of its stock; may levy and collect assessments on said shares according to law, and may fix the rate of water rent and alter the same at pleasure. The directors shall be personally lia-

ble for any indebtedness of said corporation exceeding three-fourths of the capital stock actually paid in.

SEC. 3. Section fourth of said act is hereby amended as as to read as follows:

Section 4. The said corporation may take the waters of such springs, fountains, brooks and streams as it may acquire by gift, purchase or lease or by proceedings as prescribed in the subsequent section of this act, provided the owner or other person having any interest in the same shall not be deprived of such portion of such water or its equivalent as may be necessary for agricultural, manufacturing and domestic purposes, and may dig up or open any street, common or highway for the purpose of constructing and laying down or repairing such aqueduct or reservoirs connected with the same, provided the same may be done in such manner as not to disfigure or injure said street, common or highway.

SEC. 4. Section fifth of said act is hereby amended so as to read as follows:

Section 5. Said corporation may enter upon and use any land or enclosure containing said springs, fountains, brooks or streams or through which it may be necessary for said aqueduct to pass on the most practicable route from where its waters may be taken for the purpose of placing such reservoirs and pipes as may be necessary for the constructing, completing and repairing said aqueduct, and may agree with the owner or owners thereof for the use of the same; but in case of disagreement or if any owner thereof be a minor or insane or out of the State or otherwise incapacitated to sell or convey, said corporation or the owner or persons interested in lands so entered upon may apply to the assistant judges of the county court of the county of Rutland by petition in six days notice to the parties whose lands are so taken or entered upon, who shall appoint forthwith three disinterested persons to view the premises and assess the damages sustained by the owners or occupants of said lands by the taking of such springs, fountains, brooks or streams or by the construction, maintaining or repairing said aqueduct and reservoirs and said committee shall appraise said damages on oath and report the same to the county court for the county aforesaid, at its first session thereafter, and if the report shall be accepted by said court, the court shall render judgment thereon and may issue execution therefor with costs. But this act shall not be construed so as to allow said corporation to enter upon, take or use any lands until all claims of land owners and those interested in water rights have been adjusted and paid with all costs awarded.

SEC. 5. Section sixth of said act is hereby amended so as to read as follows:

Section 6. Any person who shall maliciously disturb said aqueduct, springs, reservoirs or any enclosure of the same, shall be liable to be prosecuted by information, complaint or indictment and

on conviction shall be fined not less than five dollars nor more than one hundred dollars and costs of prosecution, and shall be liable to said corporation for all damages.

SEC. 6. This act shall take effect from its passage.

Approved October 27, 1892.

No. 192.—AN ACT TO AMEND AN ACT PASSED AUGUST 27th, 1891, ENTITLED, AN ACT TO INCORPORATE THE PITTSFORD AQUEDUCT COMPANY.

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

SECTION 1. Section four of said act is hereby amended by the insertion after the word "streams" in the second line thereof the words "in Pittsford and Chittenden."

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

Approved November 10, 1892.

No. 193.—AN ACT TO INCORPORATE THE WILLIAMSTOWN AQUEDUCT COMPANY.

SECTION.

1. Corporators; name; general powers; purpose.
2. First meeting, how called; by-laws, rules and regulations.
3. Capital stock; value of shares; increase of capital; liability of directors for indebtedness.
4. Powers and duties of corporation in acquiring water rights.

SECTION.

5. Rights of corporation in constructing reservoirs, aqueducts, etc.; damages; proceedings by persons dissatisfied.
6. Liability for injury to water rights.
7. Subject to general laws.
8. When to take effect.

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

SECTION 1. George Beckett Wm. Y. Pratt, C. U. Lathrop, J. K. Lynde, H. P. Martin, J. S. Hopkins, G. W. Lynde, and their associates and successors, are hereby constituted a body corporate by the name of the Williamstown Aqueduct Company, with all the powers incident to corporations, and may hold real and personal estate not exceeding twenty thousand dollars in value, for the purpose of constructing and maintaining an aque-