

(145)

BILL.

An Act to Incorporate a Joint Stock Company for the purpose of supplying the City of Hamilton with Water

WHEREAS certain inhabitants of the City of Hamilton have petitioned Preamble.
for the passing of a law incorporating a Joint Stock Company, for the purpose of supplying the said City with Water; Be it therefore enacted, &c.,

5 And it is hereby enacted by the authority of the same, That John Mills, Robert J. Hamilton, Samuel B. Freeman, Calvin McQuesten, Henry J. Lawry, George M. Ryckman, Alexander Carpenter and Thomas Davidson, with such other persons as shall become Stockholders in such Joint Stock or Capital as is hereinafter mentioned, are hereby constituted and declared to be a body corporate and politic by and under the name and style of "*The Hamilton Water Works Company*;" and that by that name they and their successors shall and may have continued succession, and be capable of contracting and being contracted with, and suing and being sued, and taking all other proceedings in all courts of law, and equity in all manner of actions and matters whatsoever; and also of purchasing and holding for the uses of the said Company any real or personal estate, and of letting, conveying or otherwise disposing of the same, and to have a corporate seal, and to alter the same at pleasure. Certain persons incorporated. Corporate name and powers.

20 II. And be it enacted, That it shall and may be lawful for the said Company, and their successors, and their agents, servants and workmen, and they are hereby authorized and empowered, to enter into and upon the lands of any person or persons, bodies, politic or corporate contiguous to the said City of Hamilton, and to survey, set out and ascertain such parts thereof, and divert and appropriate any spring or stream of water thereon, as they shall judge suitable and proper for the purposes of the said Company, and to contract with the owners or occupiers of the said land, and those having an interest or right in said water for the purchase thereof, or of any part thereof, or of any privilege that may be required for the purposes of the said Company; and in case of any disagreement between the said Company and the owners or occupiers of such lands or persons having an interest in the said water or the natural flow thereof, or any part thereof, respecting the amount of purchase or value thereof, or as to the damages, such appropriation shall be to them or otherwise, it shall, and may be lawful for the owners or occupiers so disagreeing with the said Company upon the value of the said lands, rights or privileges, or the amount of such damages, to nominate and appoint one indifferent person, and for the said Company to nominate an indifferent person who, together with one other person to be nominated by the persons so named shall be arbitrators to award, determine, Empowered to Survey enter upon and hold real property. Arbitrators to be named in case of disagreement.