

SENATE.....No. 75.

Commonwealth of Massachusetts.

IN SENATE, March 9th, 1848.

The Joint Committee on Manufactures, to which was committed the petition of Edward Lusell and another, praying for an act in addition to an Act incorporating the Williamstown Water Company, report the accompanying Bill.

CALVIN SHEPARD, *Chairman.*

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Forty-
Eight.

AN ACT

In addition to An Act to incorporate the Williamstown
Water Company.

*BE it enacted by the Senate and House of Representa-
tives, in General Court assembled, and by the authority of
the same, as follows :*

1 SECT. 1. The Williamstown Water Company may
2 take, hold, and convey to, into, and through, the north
3 village in Williamstown, the water of Cold Spring,
4 situate about one mile south-westerly from the north
5 meeting-house in said town, also the water from a
6 spring situate on land occupied by Willard B. Sher-
7 man, about one mile north-westerly from the said
8 meeting-house; and may take and hold real estate
9 necessary for laying and maintaining aqueducts and
10 reservoirs; may take land around the margin of said
11 springs not exceeding three rods, measuring from the

12 centre of the spring. The company shall, within
13 sixty days from the time of taking any lands or
14 springs, file, in the office of the registry of deeds, in
15 the northern district of the county of Berkshire, a
16 description of the land and springs so taken, as cer-
17 tain as is required in a common conveyance of land,
18 and a statement of the purpose for which taken, signed
19 by the president of the company.

1 SECT. 2. The company may make aqueducts from
2 the aforesaid sources, through the north village in
3 Williamstown, as far as the Green River, and main-
4 tain the same by suitable works, make reservoirs and
5 hydrants, and distribute the water throughout said
6 village by laying down pipes, and may establish the
7 rents therefor; and the company, for the purposes
8 aforesaid, may enter upon and dig up any road, under
9 the direction of the selectmen of Williamstown, in
10 such manner as to cause the least hindrance to the
11 travel thereon.

1 SECT. 3. All damages sustained by taking land,
2 water, or water-rights, or by making aqueducts, res-
3 ervoirs, or other works, shall be ascertained, deter-
4 mined, and recovered, in the manner now provided by
5 law in case of land taken for highways.

1 SECT. 4. Any person, maliciously diverting the
2 water, or any part thereof, of the sources which shall
3 be taken by the company, pursuant to the provisions
4 of this act, or shall corrupt the same, or render it im-
5 pure, or destroy or injure any dam, reservoir, aque-
6 duct, pipe, hydrant, or other property, held, owned or

7 used, by the company, for the purposes of this act,
8 every such person shall pay three times the amount of
9 damage to the company, to be recovered by any
10 proper action; and every such person, on conviction
11 of either of the malicious acts aforesaid, may be pun-
12 ished by fine not exceeding one hundred dollars, and
13 imprisonment not exceeding six months.