ACTS

33016

OF THE

EIGHTY-SIXTH LEGISLATURE

OF THE

STATE OF NEW JERSEY,

AND

EIGHTEENTH UNDER THE NEW CONSTITUTION.

RED BANK, N. J.:
PRINTED BY ROBERT T. MIDDLEDITCH.
1862.

ble shall account in the same way as other joint debtors are accountable to each other; *provided*, that no property, that shall or may be levied on or taken in execution under or by virtue of any judgment or decree in favor of any receiver under the provisions of this act, shall be sold until after the expiration of six months from the date of said judgment or decree. Proviso.

14. *And be it enacted*, That if the assets of said corporation and the property of said directors should prove insufficient to redeem the whole of the said bills and notes, then the amount that shall or may be realized from said assets and property shall be distributed ratably among the holders of the said bills and notes. Assets, how distributed.

15. *And be it enacted*, That the stockholders of said corporation at the time of its becoming insolvent, other than said directors, shall be jointly and severally liable to any receiver or receivers that shall or may be appointed as aforesaid, to any amount sufficient to redeem the said bills or notes, after the assets of said corporation and the property of said directors shall have been distributed as aforesaid; *provided*, that no stockholder other than said directors shall be made liable to an amount exceeding the par value of the stock held by him at the time said corporation becomes insolvent; and if that amount shall not be required for the full redemption of said bills and notes, then the said stockholders shall be liable in the ratio of the said stock so held by them, and it shall not be lawful for any such stockholder to assign or otherwise transfer his stock or other property to avoid such liability. Stockholders to be liable. Proviso.

16. *And be it enacted*, That in case of an action or suit at law against any director or directors, stockholder or stockholders, under any of the preceding sections of this act, the receiver or receivers may declare generally for money had and received; *provided*, that a schedule shall be annexed to the said declaration, setting forth that the said action or suit is under and by virtue of the provisions of this act, specifying the aggregate amount claimed, the names of the president and cashier subscribed to the bills or notes declared on, and the numbers and denominations thereof. Suit at law, how conducted.

17. *And be it enacted*, That it shall be the duty of said corporation on the first Monday in the months of January, April, July and October in every year, to make the statements required to be made by other banks of this state by the act entitled "A supplement to an act entitled 'An act to punish frauds committed on the incorporated banks of this state and Statements to be made.

for the better regulation of said banks,'" approved April fifteenth, one thousand eight hundred and forty-six.

Duration of charter.

18. *And be it enacted*, That a majority in interest of stockholders shall be residents of this state, and that this act shall continue in force for twenty years, but it shall be lawful for the legislature, at any time hereafter, to alter, modify or repeal the same, whenever in their opinion the public good shall require it.

Plates and Dies.

19. *And be it enacted*, That the treasurer of this state be and he is hereby authorized and required to deliver to the order of the president or cashier of the said bank, on the acceptance of this charter, the plates, dies and materials connected with and belonging to the said Mount Holly Bank, held by him.

Approved February 28, 1862.

CHAPTER LII.

A supplement to the act entitled "An act to provide for the assessment and collection of taxes in the township of Aquackanonk, in the county of Passaic," approved March sixth, one thousand eight hundred and forty-six.

Collector of arrears of taxes to be appointed.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the township committee of the township of Aquackanonk, in the county of Passaic, shall, on or before the first day of September in each year, appoint by a majority of the whole number of the members of said committee, in meeting convened, a collector of arrears of taxes in said township, who shall be a resident and voter therein, and shall hold his office for one year from the first day of Decem-

ber next after his appointment, and until another person shall be appointed and qualified to succeed him.

Bond.

2. *And be it enacted*, That the said collector of arrears of taxes shall, within ten days after his appointment, execute his bond to "The Inhabitants of the township of Aquackanonk, in the county of Passaic," in such sum and with such securities as the said township committee shall direct and approve, conditioned for the faithful execution of the duties of his office, and shall also within the said time take and subscribe before a justice of the peace, an oath or affirmation, that he will faithfully and impartially execute the duties of his office according to the best of his ability, skill and understanding; and the failure to execute such bond, and take such oath or affirmation, within the time above mentioned, shall be considered a refusal to accept such appointment; which bond and affidavit shall be filed with the clerk of said township: and the said township committee are hereby required and directed, in case of loss sustained by the neglect or misconduct of the said collector of arrears of taxes, to prosecute the said bond for and to the use of the said township.

Vacancy to be supplied.

3. *And be it enacted*, That in case of the death, resignation, inability or refusal to serve of said collector of arrears of taxes, it shall thereupon be the duty of the said committee immediately to fill such vacancy by an appointment in the manner before prescribed, which person shall hold his office until another shall be appointed and qualified to succeed him, and shall be subject to like duties, responsibilities and obligations in all respects, and be entitled to the same emoluments as if the appointment had not been made to fill such vacancy.

Powers of collector.

4. *And be it enacted*, That the collector of arrears of taxes in said township shall have and possess the same powers and perform the same duties, and be entitled to the same benefits and emoluments, with such restrictions or increase of powers and duties as are hereby conferred or imposed, as were before the passage of this act conferred, imposed upon, or given to constables in the said township, upon receiving from a justice of the peace a warrant to levy taxes in arrears.

Duties.

5. *And be it enacted*, That the collector of arrears of taxes appointed in said township shall render unto the township committee, as often as he shall be required by them, a report of collections, setting forth the names of the persons from whom such taxes shall have been received, and the several amounts thereof, and the names of the persons in said warrant from whom taxes shall be due, and the several amounts there-

of; and it shall be the duty of the said collector of arrears of taxes, at the expiration of his term of office, or sooner determination thereof, to deliver to the clerk of the township a copy of the tax warrant, together with a statement signed by said collector, showing the amount which he shall have received thereon and the balance due, and the names of the persons therein from whom such balance shall be due, and return the original warrant to the justice, with a statement showing in what manner and to what extent said warrant has been executed, and if not fully executed said justice shall deliver the same to the person appointed to succeed said collector of arrears of taxes, who shall proceed on and execute the same.

Justice to issue warrant

6. *And be it enacted*, That the justice of the peace who may receive the list of the names of the delinquents of said township from the collector thereof, shall make out and deliver the warrant to the said collector of arrears of taxes for said township, and not to a constable, as heretofore, but in all other respects the powers, duties and emoluments of the justice so receiving the list of names of such delinquents shall remain unchanged.

Repealer.

7. *And be it enacted*, That the third, fourth, fifth and sixth sections of the act to which this is a supplement, and all other acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

8. *And be it enacted*, That this act shall take effect immediately.

Approved February 28, 1862.

CHAPTER LIII.

A supplement to the act entitled "An act to enable the owners of swamp or meadow ground to drain the same, and to repeal a law heretofore made for that purpose," passed November twenty-fourth, one thousand seven hundred and ninety-two.

Ditches and drains, how laid out.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That from and after the passing of this act it shall be lawful for any person or persons who intend to make application for the laying out of any ditch, drain or water course, pursuant to the provisions of the act to which this is a supplement, in case there shall be no surveyors of the highways duly elected and qualified in the township through which the ditch, drain or water course runs, to apply to the surveyors of highways of any of the next adjacent townships, who are hereby vested with the same power and authority as now belongs to the surveyors of the highways of the township through which the said ditch, drain or water course runs.

2. *And be it enacted*, That all ditches, drains and water courses heretofore laid out by the overseers of the highways of the township, other than that through which the same runs shall be deemed and taken to be as good and effectual in law as if laid out by the overseers of the highways of the township through which it runs.

3. *And be it enacted*, That this act shall take effect immediately.

Approved February 28, 1862.

CHAPTER LIV.

AN ACT to incorporate the Manalapan Turnpike Company.

Commissioners.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the subscription books of the capital stock of the Manalapan Turnpike Company shall be opened by Aaron Longstreet, John M. Perrine, James A. Perrine, John Hunt, Matthew Roberts, John T. Roberts and John W. Herbert, or a majority of them, who are hereby appointed commissioners to receive subscriptions to the said stock, at such times and places as they or a majority of them may direct, giving notice at least twenty days' prior to the opening of said books by publishing the same in at least two of the newspapers published in the county of Monmouth, in this state.

Capital stock.

2. *And be it enacted*, That the capital stock of said company shall be fifteen thousand dollars, with liberty for the said company to increase the same to twenty thousand dollars, and shall be divided into shares of twenty-five dollars each; and that when four hundred shares shall be subscribed for, the persons holding the same shall be and they are hereby incorporated into a company by the name of the "Manalapan Turnpike Company," and by that name shall have, enjoy and exercise all the rights, powers and privileges appertaining to corporate bodies and necessary to carry the objects of this act into effect.

Corporate name.

Installments, when paid.

3. *And be it enacted*, That at the time of subscribing for said stock, two dollars shall be paid upon each share subscribed to the commissioners, or any of them, which money shall be paid over to the treasurer of the company as soon as one shall be appointed, and the residue of the subscription shall be paid in installments, at such times and places, and to such persons as the president and directors of the company shall from time to time direct, and give public notice thereof in the manner aforesaid; and upon failure of the payment thereof, as so directed, the said president and directors shall have power to forfeit the shares of each and every person so failing to pay the said installments, or any of them, to and for the use of said company; *provided*, that if the number of

Proviso.

ACTS

OF THE

EIGHTY-SIXTH LEGISLATURE.

CHAPTER I.

A further supplement to the act entitled "An act to incorporate the Northern Railroad Company of New Jersey," approved February ninth, eighteen hundred and fifty-four.

May issue additional bonds.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the Northern Railroad Company may issue their bonds to an amount not exceeding in the whole sixty thousand dollars, in addition to the sum of two hundred thousand dollars, for which their bonds have been already issued, which bonds may be in such form and for such sums respectively as the directors of said company shall deem expedient, and shall bear interest at the rate of seven per cent. per annum, and shall be payable at a period not exceeding twenty years from their date; and such bonds, when issued in pursuance of this act, shall be a concurrent lien on the roadway, road, track, lands, rolling stock, equipment and franchises of said company, subject to such lien and said bonds already issued, and the mortgages given to secure the same, now have by law upon such property and franchises; and said company may execute a mortgage on said property and franchises to secure the payment of said bonds.

New Jersey State Library

May operate other roads.

2. *And be it enacted*, That it shall be lawful for the Northern Railroad Company of New Jersey to run and operate such railroad routes in the State of New York, connecting with their railroad, that they may procure the right to operate or run.

JOSEPH T. CROWELL,
President of the Senate.
CHARLES HAIGHT,
Speaker of the House of Assembly.

Approved February 4, 1862.

CHAS. S. OLDEN.

CHAPTER II.

A supplement to the act entitled "An act to provide for the sale of the poor house and farm and the tracts of land appertaining thereto, belonging to the townships of Bergen and North Bergen, and the cities of Hudson and Hoboken, in the county of Hudson," which said act was approved March seventh, eighteen hundred and sixty-one.

Preamble.

WHEREAS, by reason of the creation of the township of West Hoboken and the township of Union, out of the territory comprised within the township of North Bergen, and the creation of the township of Bayonne, out of the territory comprised in the township of Bergen, in the county of Hudson, the estate and title in the poor house farm and property, mentioned in the act to which this is a supplement,

has become changed and divided into smaller fractional interests, so as to raise doubts whether commissioners appointed by the act aforesaid can pass all the title and estate in the said farm and property—therefore,

Division of proceeds.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the commissioners appointed by the act to which this is a supplement and this act, or which shall hereafter be appointed in pursuance of the powers contained in said act and this supplemental act, shall pay over the proceeds of any sale of said property, made or to be made, as follows: the seven hundred and twenty-seven one thousandth of the one-half thereof to the collector of the township of Bergen; the two hundred and seventy-three one-thousandths of the one-half thereof to the collector of the township of Bayonne; the three-eighths of one-quarter thereof to the treasurer of the city of Hudson; the six hundred and seventy-six seventeen hundred and ninety-sixths of five-eighths of one-quarter thereof to the collector of the township of North Bergen; the six hundred and sixty-seven seventeen hundred and ninety-sixths of five-eighths of one-quarter thereof to the collector of the township of Union; the four hundred and fifty-three seventeen hundred and ninety-sixths of five-eighths of one-quarter thereof to the collector of the township of West Hoboken; and the one-quarter thereof to the treasurer of the city of Hoboken; for the purpose in said act stated, the shares and interests of the respective cities and townships in the said property having been ascertained and established as aforesaid.

Sale to pass title of all the townships.

2. *And be it enacted*, That any sale made or to be made of the said premises and property by the commissioners appointed or to be appointed, which shall be consummated by appropriate deed or deeds of conveyance, shall pass all the title and interest to the said premises and property, of the township of Bergen, the township of Bayonne, the city of Hudson, the township of North Bergen, the township of Union, the township of West Hoboken, and the city of Hoboken.

Reorganization of Boards.

3. *And be it enacted*, That the fifth and sixth sections of the act to which this is a supplement are amended so as to include the township committees of the townships of West Hoboken, Union and Bayonne in the joint boards in said fifth and sixth sections stated, and in all joint meetings as in said sixth section has been enacted, the township of Bergen shall be entitled to three votes, and each other township and each

city shall be entitled to one vote; and any want of full representation, or any irregularity in any meeting of any joint boards of township committees or councilmen shall not in any way defeat the purpose of the said act and this supplement.

Additional commissioners.

4. *And be it enacted*, That Hartman Vreeland, of the township of Bayonne, named as commissioner in the original act, shall be commissioner from last named township; John Dwyer of the township of Union, and William Sinclaire, of the township of West Hoboken, and Garret D. Van Riper, of Hudson City, shall be added as commissioners, who shall take the oath prescribed by the act to which this is a supplement, and the deed or deeds of conveyance executed by any five of the commissioners appointed by the said act and this supplement, or to be appointed, shall be sufficient to pass title as set forth in the act to which this is a supplement, and as herein provided.

Quorum.

5. *And be it enacted*, That five commissioners shall constitute a quorum for the transaction of business, and a meeting of the commissioners can be called by a notice designating the time and place, signed by any three of the commissioners, which shall be served on all the said commissioners by leaving the same at the residence of each commissioner with some person of his household, or by a personal service; and adjournments can be had from time to time as may be deemed requisite.

6. *And be it enacted*, That this act shall take effect immediately.

Approved February 6, 1862.

CHAPTER III.

A further supplement to the act entitled "An act to regulate elections," approved April sixteenth, eighteen hundred and forty-six.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That if in canvassing and estimating the votes received by the board of election, at any election hereafter to be held in this state under the act to which this is a supplement, any ballot or ballots shall be found to contain more names for any office than there are persons to be elected to fill such office, or have the name of any person thereon for whom no office is designated, then and in every such case the ballot or ballots shall be deemed and taken to be null and of no effect only so far as respects the office for which there are more names than there are persons to be elected to fill such office, or as respects the name of the person thereon for whom no office is designated (as the case may be,) and no further. Double ballots how far null.

2. *And be it enacted*, That all acts and parts of acts inconsistent with the provisions of this act, be and the same are hereby repealed. Repealer.

3. *And be it enacted*, That this act shall take effect immediately.

Approved February 6, 1862.

CHAPTER IV.

AN ACT to repeal an act entitled "An act to authorize the inhabitants of the township of Lower Alloways Creek, in the county of Salem, to vote by ballot at their town meetings," approved March sixteenth, eighteen hundred and fifty-nine.

Repealer.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the act entitled "An act to authorize the inhabitants of the township of Lower Alloways Creek, in the county of Salem, to vote by ballot at their town meetings," approved March sixteenth, eighteen hundred and fifty-nine, be and the same is hereby repealed.

2. *And be it enacted*, That said repeal shall take effect immediately after their annual town meeting to be held in March, eighteen hundred and sixty-two.

Approved February 6, 1862.

CHAPTER V.

AN ACT to incorporate the Pleasant Valley Cemetery of Holmdel.

Corporators,

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That David Schenck, George Rappleyea, and George Schenck, and such other persons as may

hereafter be associated with them, their successors and assigns, be and are hereby ordained, constituted and declared a body politic and corporate in fact and in law, by the name and title of "The Pleasant Valley Cemetery." Title.

2. *And be it enacted*, That the said corporation shall have power to purchase and hold in fee a tract of land not exceeding thirty acres, situate in the township of Holmdel, in the county of Monmouth, adjoining the ancient burying ground called the Pleasant Valley Burying Ground, and to hold, occupy and improve the same, together with the said ancient burying ground, as a cemetery; and to lay out and divide the said tract so purchased into sub-lots, and to sell and dispose thereof, for the purpose of burial, subject to such conditions, regulations and restrictions as may be established by the said corporation; *provided*, that it shall not be lawful for the said corporation, nor for any other person to encroach upon any lots now occupied as a family burying place in the said ancient burying ground, nor to deprive any person entitled to bury in said ground of the right of burial therein, subject to such rules and regulations as may be prescribed by the said corporation for the better government thereof. May purchase land and lay out cemetery. Proviso.

3. *And be it enacted*, That the said corporation shall be composed only of such persons as shall be owners of burial lots in said cemetery; and in all elections for trustees, every person of full age who shall be proprietor of a lot, or if there be more than one proprietor of any lot, then such persons as the majority of joint proprietors shall designate to represent such lot, may give one vote for each lot owned by him, her or them. Corporators, who to be.

4. *And be it enacted*, That the affairs of said corporation shall be managed by a board of five trustees; the first board shall be composed of the three persons above named as corporators, whose term of office shall continue until the first Monday in January, eighteen hundred and sixty-three, on which day, and annually thereafter on such day, at such place, and subject to such regulations, as the said corporation shall prescribe, an election for five trustees shall be held, who shall hold their offices for one year, and until others are chosen in their stead. Board of Trustees.

5. *And be it enacted*, That the trustees of said corporation shall have power to make and establish all such by-laws for the management of said cemetery, and establish such rules and regulations as they may deem proper, not inconsistent with the constitution and laws of this state or the United May make rules.

States, and to ordain and prescribe in what manner conveyances for lots in said cemetery may be executed and made to purchasers, provided the same are duly executed and acknowledged in accordance with the statutes of New Jersey.

Sale of lots.

6. *And be it enacted*, That the said corporation, by a majority of votes, shall have power at any time after said association shall have been organized, at a meeting held for that purpose (two weeks' notice thereof of the time and place of said meeting having been given in three or more public places in said township by the trustees,) to appropriate and set apart such proportion of the proceeds of sale of lots in said cemetery as they shall by their votes determine, as a permanent fund to be used and invested as the trustees shall prescribe, the interest of which alone is to be used for the purpose of keeping up the fences and improvements in said cemetery after all the lots shall have been disposed of; *provided*, said fund shall not exceed the sum of two thousand dollars; at such meeting each stockholder or lot owner in said cemetery to be entitled to one vote for each lot he, she or they may own therein.

Improvements.

7. *And be it enacted*, That the said corporation shall cause the said cemetery to be enclosed with a good and substantial fence, and lay out the avenues and walks thereof as represented on the map or plan of the same.

Restrictions.

8. *And be it enacted*, That this act shall take effect immediately, and the said corporation shall have all the powers and privileges, and be subject to the restrictions, limitations and conditions specified and contained in the act entitled "An act concerning corporations," approved February fourteenth, eighteen hundred and forty-six; also, "An act authorising the incorporation of rural cemetery associations," approved March fourteenth, eighteen hundred and fifty-one, and that the provisions of the several sections of said acts shall be deemed and taken as part and parcel of this act, so far as the same does not conflict with this act.

Approved February 6, 1862.

CHAPTER VI.

AN ACT to create a School District in the whole of Weehawken township.

WHEREAS, part of said township is not included in any school district whatever, and the remainder is part of a district which extends into another township, and inconvenience to the inhabitants of both townships thereby results—therefore,

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That a school district be and the same is hereby created, the bounds of which shall be co-extensive with the boundaries of said township, and the inhabitants of said township and of such district shall be subject to all the laws of the state relative to schools not inconsistent with this act. District defined.

2. *And be it enacted*, That all laws inconsistent with this act are hereby repealed, and that this act shall take effect immediately. Repealer.

Approved February 6, 1862.

CHAPTER VII.

AN ACT to authorize the several road districts of the township of Piscataway, in the county of Middlesex, and the township of Middletown, in the county of Monmouth, to vote additional road tax.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it may and shall be lawful for Road tax

the legal voters of any road district in the township of Piscataway and county of Middlesex, and in the township of Middletown in the county of Monmouth, who may deem it expedient to vote for an increase of the road tax assessed by the township in such district, to any amount not exceeding double that of the amount assessed the previous year, and to increase such amount in the district in which they reside.

To determine amount.

2. *And be it enacted*, That it shall be the duty of any overseer in said township, at the request of three of the tax-payers of his district, to give two days' notice to every legal voter in his district, to meet at an hour and place designated by him, as nearly central as practicable, to decide on the amount to be assessed, and a majority of those present at said meeting shall be regarded competent to determine said amount, and the overseer shall be compensated for his services at his usual rates.

3. *And be it enacted*, That this act shall take effect immediately.

Approved February 6, 1862.

CHAPTER VIII.

A further supplement to the act entitled "An act to incorporate the New Jersey, Hudson and Delaware Railroad Company."

Time extended.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the period limited by the supplementary act of February fifth, eighteen hundred and fifty-six, viz: the tenth of February, eighteen hundred and sixty-two, for the commencement of the road or roads of the New Jersey, Hudson and Delaware Railroad Company be extended for the period of five years.

Approved February 10, 1862.

CHAPTER IX.

A supplement to the act entitled "An act to incorporate the Perth Amboy and Bound Brook Railroad Company," approved March eleventh, eighteen hundred and fifty-eight.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the time for the commencement of said railroad be extended to the fourth day of July, eighteen hundred and sixty-seven, and that the time for the completion of said railroad be extended to the fourth day of July, eighteen hundred and seventy-two. Time extended.

Approved February 10, 1862.

CHAPTER X.

A further supplement to an act entitled "An act to incorporate the city of Hoboken," approved March twenty-eighth, Anno Domini one thousand eight hundred and fifty-five.

WHEREAS, the corporate authorities of the city of Hoboken are required by the act entitled "An act for the relief of such portion of the militia of this state as may be called into service," approved May eleventh, Anno Domini one thousand eight hundred and sixty-one, to allow and pay to certain persons in said act mentioned, each the sum of six dollars per month; and whereas, for the purpose of carrying out the beneficent objects of said act, it is necessary Preamble.

that the said corporate authorities should have power to procure a temporary loan of a sufficient sum with which to make such allowances and payments—therefore,

May issue bonds.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the mayor and council of the city of Hoboken to issue bonds, under their corporate seal and the signature of the mayor of said city, for an amount not exceeding three thousand dollars; each bond being for such sum as to them shall seem proper, bearing interest at a rate not exceeding seven per cent. per annum, payable semi-annually, with coupons attached, the principal being payable on the first day of February, Anno Domini one thousand eight hundred and sixty-five, the credit and whole property of said city being pledged for the payment of the same; which bonds it shall be lawful for the said the mayor and council of the said city to sell at public or private sale, as the proceeds of the same shall be needed.

Application of proceeds.

2. *And be it enacted*, That it shall be the duty of the mayor and council of the city of Hoboken to apply the net proceeds of said bonds in making payments to such persons who are entitled to receive six dollars per month under the direction of the corporate authorities of the city of Hoboken, by virtue of the provisions of the act entitled "An act for the relief of such portion of the militia of this state as may be called into service," approved May eleventh, Anno Domini one thousand eight hundred and sixty-one, or by virtue of the provisions of any supplement which may hereafter be made to said act, and for no other purpose whatsoever.

Interest to be paid.

3. *And be it enacted*, That it shall be the duty of the treasurer of said city to pay the interest upon the said bonds, whenever the same shall be due, out of any money which may at the time be remaining in the contingent fund of said city.

To be paid when due.

4. *And be it enacted*, That when the said bonds shall become due and payable, they shall be paid by the mayor and council of the said city with the moneys received from the treasurer of this state, under the provisions of the third section of the act last above referred to.

When may be paid.

5. *And be it enacted*, That the mayor and council of the city of Hoboken are hereby empowered to pay all or any of the said bonds at any time prior to the first day of February, Anno Domini one thousand eight hundred and sixty-five; and that each bond shall cease to bear interest at the expiration of thirty days after a resolution passed by the council of said city ordering such bond to be immediately paid.

6. *And be it enacted*, That this act shall take effect immediately.

Approved February 10, 1862.

CHAPTER XI.

A supplement to an act entitled "An act to divide the township of North Bergen, in the county of Hudson," approved February the twenty-eighth, one thousand eight hundred and sixty-one.

Separate School District.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That all the lands and premises mentioned and described in the third section of the act entitled "An act to divide the township of North Bergen, in the county of Hudson," approved the twenty-eighth day of February, one thousand eight hundred and sixty-one, be and the same is hereby made and created into one separate school district.

Other Districts to be made.

2. *And be it enacted*, That the present township committee of the township of North Bergen, elected at the last annual township election held in and for the same, together with the town superintendent of public schools elected at the same time, shall have power and authority to divide the said township of North Bergen into as many school districts as they may deem proper, not exceeding four, and so soon as the said township committee and school superintendent shall have divided the said township into school districts as aforesaid, they shall give notice to the inhabitants of each school district by advertisements posted in three of the most public places

Truetees elected.

in such district of such division, and requiring the said inhabitants to meet at a certain time and place in said notice to be specified for the purpose of electing trustees of such district, and of transacting such other business as the inhabitants of school districts may now lawfully do; and thereupon the duties of the said township committee and school superintendent under this act shall cease, and the several school districts into which the said townships may be divided as aforesaid, shall possess all the power and authority which other school districts in this state now enjoy; *provided however*, that nothing in this act contained shall be so construed as to authorize the said township committee and school superintendent to include within any of the said districts so to be formed and made by them, any premises or property lying out of the limits of North Bergen, as described in the third section of the act to which this is a supplement.

Proviso.

Repealer.

3. *And be it enacted*, That all parts of the act to which this is a supplement, and all other acts inconsistent with the provisions of this act, be and the same are hereby repealed.

4. *And be it enacted*, That this act shall be deemed a public act and take effect immediately.

Approved February 10, 1862.

CHAPTER XII.

A supplement to an act entitled "An act to incorporate the American Mutual Fire and Marine Insurance Company," approved February twentieth, eighteen hundred and forty-six.

Title.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the act to which this is a supplement shall be amended so that hereafter the corporate

name of said company shall be "The American Mutual Insurance Company;" and that the yearly income from the real estate of the company, limited in the first section of its charter to three thousand dollars, shall be altered so as to limit the amount therein named to ten thousand dollars.

Directors classed.

2. *And be it enacted*, That at the first meeting of the directors after the passage of this act they shall divide themselves into three classes of four members each, one class of which shall serve as directors for one year, one class for two years, and one class for three years; and at each annual election thereafter there shall be elected by the members four directors, whose term of service shall be three years.

Repealer.

3. *And be it enacted*, That so much of the twelfth section of the charter of said company as limits its duration to twenty years, be and the same is hereby repealed.

Proviso.

4. *And be it enacted*, That nothing in this act contained shall be construed to alter or change any contracts heretofore made by or with the said company, but the same shall continue and be in force the same as if this act had not been passed; and that this act shall take effect immediately.

Approved February 10, 1862.

CHAPTER XIII.

AN ACT supplementary to an act entitled "An act relative to commissioners for taking the acknowledgments and proofs of deeds," approved April fifteenth, one thousand eight hundred and forty-six, and also to amend an act supplementary thereto, approved March tenth, one thousand eight hundred and fifty-eight.

Commissioners to have an official seal

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That commissioners for taking the

acknowledgments and proofs of deeds of this state residing in other states or territories of the United States, shall attest their official acts, and each of them by an official seal; an impression of such seal, in wax or other appropriate substance, shall be filed, with their official oaths, in the office of the secretary of state of New Jersey; and the official certificates of such commissioners may be endorsed upon or annexed to any instrument of writing for use or record in this state, and when thus certified shall be entitled to full faith and credit; and the forms of such official certificates to be made by such officers shall be in conformity with the laws of this state.

Fees.

2. *And be it enacted*, That the fees for each certificate of acknowledgment shall in all cases be one dollar and no more, and foreach oath administered twenty-five cents; and when the execution of an instrument shall be proven by a subscribing witness, the same fees shall be paid as though the acknowledgment had been made in person by the party or parties thereto.

Copy to be sent.

3. *And be it enacted*, That the secretary of state will cause a copy of this act to be forwarded to each of the said commissioners now in office, or who may hereafter be appointed, with all convenient speed; and the secretary of state shall be entitled to one dollar in each case on the filing of the seals herein provided for, and for the performance of all duties required under this act.

4. *And be it enacted*, That all laws and parts of laws inconsistent herewith are hereby repealed.

Approved February 10, 1862.

CHAPTER XIV.

A further supplement to an act entitled "An act making lands liable to be sold for the payment of debts," approved April sixteenth, one thousand eight hundred and forty-six.

Sale, when to be confirmed.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the seventeenth section of the act to which this is a supplement shall be construed to authorize the orphans' court of the proper county, in cases where land has been or shall be sold by executors or administrators during any term thereof by order of such court, to confirm such sale during the same term, and to direct conveyances to made to purchasers accordingly.

2. *And be it enacted*, That this act shall take effect immediately,

Approved February 10, 1862.

CHAPTER XV.

A supplement to an act entitled "An act for the more easy partition of lands held by co-parceners, joint tenants and tenants in common."

Copy of report and map to be recorded.

1. BE IT ENACTED *by the Senate and General Assembly of th State of New Jersey*, That in all cases where partition of lands shall be made under the act to which this is a supple-

ment, by commissioners appointed by the orphans' court of the proper county, it shall be lawful for said court to order a certified copy of the report of such commissioners, with maps annexed, if any there be, to be recorded by the clerk of such county, whereupon it shall be the duty of such commissioners to cause the same to be recorded accordingly, at the cost and expense of the parties interested in said lands.

To be recorded as a deed.

2. *And be it enacted*, That upon filing such copy of the report and maps, if any there be, and of said order with such clerk, it shall be his duty to record the same in the proper book as a deed; and that the papers required by the seventh section of said act to be recorded shall be recorded by such clerk in the proper book as a deed, and not elsewhere.

3. *And be it enacted*, That this act shall take effect immediately.

Approved February 10, 1862.

CHAPTER XVI.

AN ACT to confirm the acknowledgments and proofs of deeds, mortgages, and other instruments in writing, taken by Thomas L. Thornell.

Preamble.

WHEREAS, it appears to the legislature that Thomas L. Thornell, of the city of New York, was, on the eighteenth day of May, eighteen hundred and fifty-eight, duly appointed by the governor of this state a commissioner for the state of New York to take the acknowledgment or proof of deeds or mortgages of lands lying in this state, or of any other instrument of writing under hand and seal required by the

laws of this state to be acknowledged or proved, and that the said Thomas L. Thornell proceeded under the said appointment to take acknowledgments and proofs of deeds, mortgages, and other written instruments, and from ignorance of the laws of this state continued to take them longer than said laws authorized him to do, by reason of which defective acknowledgments and proofs innocent persons may be subjected to great loss—therefore, for remedy of the same,

Acknowledgments confirmed.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That no acknowledgment or proof of any deed, mortgage, or other instrument of writing, heretofore taken and certified by the said Thomas L. Thornell, shall be deemed defective by reason of such acknowledgment or proof having been taken and certified after his term of office had expired; but all such acknowledgments and proofs shall have the same validity and effect as if the said Thomas L. Thornell had been, at the time of taking and certifying such acknowledgments or proofs, duly authorized by law to take and certify the same.

2. *And be it enacted*, That this act shall take effect immediately.

Approved February 10, 1862.

CHAPTER XVII.

AN ACT respecting Law and Equity Reports in the State of New Jersey.

Names of reports.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the reports of cases required by law to be published by the law reporter of this state, shall

henceforth be designated by the name of "New Jersey Reports," the first volume of which shall be called and numbered as volume one, and subsequent volumes shall be numbered thence consecutively in order.

Name of Chancery reports.

2. *And be it enacted*, That the reports of cases required by law to be published by the chancery reporter of this state, shall henceforth be designated by the name of "New Jersey Reports," and shall be numbered in order consecutively, as herein provided in case of volumes published by the law reporter.

How bound.

3. *And be it enacted*, That in binding said reports the backs thereof shall be divided into five spaces in such manner as to make the volumes uniform in size and appearance, as near as may be; that the second space from the top shall be covered with morocco or other proper leather, colored red, and thereon shall be printed, in gilt letters, the name aforesaid; that on the next lower space shall be stamped or imprinted in black the number of the volume in figures, and also the word "equity," on the volumes of the chancery reporter, and the word "law," on the volumes of the law reporter; and that the next shall be covered with morocco or other proper leather, colored black, and thereon shall be printed in gilt letters the name of the reporter and also the figures indicating the number of each volume of his reports.

List printed.

4. *And be it enacted*, That on a fly-leaf of each volume of law and chancery reports hereafter to be published, shall be printed a list of all the previous reports published in this state, designating which are equity and which are law reports.

5. *And be it enacted*, That this act shall take effect immediately.

Approved February 10, 1862.

CHAPTER XVIII.

AN ACT to incorporate the Hackensack Cemetery Company.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That James W. Quackenbush, John I. Ward, G. Myers Anderson, William DeWolf, John I. Anderson, Anthony E. Fatin, John H. Banta, John I. Demarest, Manning M. Knapp, and their associates, be and they are hereby made a body politic and corporate in law, by the name of "The Hackensack Cemetery Company." Names of corporators.

2. *And be it enacted*, That the said corporation shall be composed of such persons who are or shall be owners of stock in the said company, and that the said corporation shall have power to take and hold in fee the tract of land situate on Hackensack Avenue, late the property of Lawrence B. Van Orden, consisting of about twenty acres, or such part thereof as they may deem necessary, and such other tract of land as said corporation may hereafter add thereto, for the purpose of a cemetery, not to exceed thirty acres in the whole, and that said corporation may hold such tract or tracts of land for the uses hereinafter mentioned:—first, the said corporation may sell or otherwise dispose of the sub-lots in the said cemetery, to be used only as burial places for deceased persons, with the use and privilege of the several avenues, walks and passages, and may erect on said tract or tracts of land such buildings and accommodations as they may deem suitable for the establishment; second, the sub-lots shall be conveyed to the respective purchasers in fee on the payment of the purchase money, and the purchaser, his or her heirs or assigns, shall have the exclusive use and occupation thereof, only for the interment of deceased persons, with the common use of the walks, passages and avenues, subject to such regulations as may be established by said corporation for digging graves, building vaults, enclosing, ornamenting and preserving said plots. May acquire land. May sell lots and make improvements.

3. *And be it enacted*, That there shall be a board of nine directors, who shall be elected by and from among the stockholders on the first Monday in April next, and immediately Powers of board of directors.

after such election the said directors shall divide themselves into three classes, the first to hold their office for one year, the second for two years, and the third for three years; and the said directors, when so chosen, shall determine the time for each annual election thereafter; the said directors shall elect from their own number a president, vice president, treasurer and secretary annually; they shall have power to fill vacancies in their own number; shall have the sole charge, superintendence and control of the said cemetery, and until the first election of directors the corporators in the first section of this act named shall be the said directors, and act until others are chosen in their stead.

Capital stock.

4. *And be it enacted*, That the said corporation shall raise the sum of five thousand dollars, to be expended in the purchase, embellishment and improvement of land for said cemetery, the erection of fences, buildings and structures therefor, which sum shall be the capital stock of said company, and be divided into five hundred shares of ten dollars each; that one-half the net proceeds of all sales of lots shall be appropriated or funded for the embellishment and maintaining the improvements of said cemetery grounds, and the other half shall belong to and be divided among the stockholders according to their several interests; and if any part of the said proceeds shall be funded for the embellishment of said cemetery, as aforesaid, the same shall be free from all taxes or assessments, and no taxes shall be imposed on lot owners therefor.

Lots not taxed

Transfers.

5. *And be it enacted*, That the rights of individual lot holders shall be created by deed from the president or vice president, under the common seal of said corporation; and transfers of such rights may be made among individuals by simple assignments annexed to said deeds, but no such assignments shall be valid unless presented to the treasurer or secretary of said company and noted in their books.

Division of lots

6. *And be it enacted*, That any association of persons for benevolent purposes, and also any religious society, may purchase and hold lots in said cemetery, in which they may bury agreeably to any peculiar rights or ceremonies of their own, subject only to the rules and regulations of the cemetery; but no lot or plot of ground laid out on the map of said company, and numbered as separate lots, shall ever be subject to division, although the same may be held in undivided shares.

7. *And be it enacted*, That the provisions of the eighth and tenth sections of the act entitled "An act authorizing

the incorporation of rural cemetery associations," be and the same are hereby made part of this act.

8. *And be it enacted*, That this act shall take effect immediately.

Approved February 10, 1862.

CHAPTER XIX.

AN ACT to incorporate the Burlington House of Industry.

Names of corporators.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Rebecca W. Allinson, Elizabeth Taylor, Eliza W. Hinchman, Mary Morgan, Sarah R. Smith, Rebecca T. Haines, Anna H. Gaskill, Susan D. Smith, Elizabeth H. Walmsley, Anna Sherwood, Anna B. Collins, and Mary G. King, of the city of Burlington, in this state, and their associates and successors, shall be and they hereby are constituted and appointed a body politic and corporate, by the name of "The Burlington House of Industry," for the purpose of giving employment to industrious and worthy poor women.

Powers.

2. *And be it enacted*, That the said corporation shall have power and authority to make, ordain, establish and alter such constitution, and all such by-laws and regulations, as they shall deem proper for the description of the officers of the said corporation and the election of the same, for describing their duties and the mode of discharging the same, and generally for transacting, managing and directing the affairs of the said corporation; *provided*, that such constitution and

Proviso.

by-laws shall not be inconsistent with the constitution and laws of this state or of the United States.

May acquire land.

3. *And be it enacted*, That the said corporation shall have power to purchase, receive by donation or bequest, use, hold, possess and enjoy such real and personal estate as they may deem necessary for promoting the objects of said society, and the same or any part thereof, from time to time may sell or otherwise dispose of; *provided*, that such real and personal estate so held shall not at any time exceed the yearly value of two thousand dollars.

Property not to be taxed.

4. *And be it enacted*, That all the real and personal property which may hereafter be owned or held by lease or otherwise by said corporation, and used for the purpose of promoting its objects, shall not be liable to have any taxes assessed or levied upon the same for any purpose or purposes whatever.

5. *And be it enacted*, That this act shall take effect immediately.

Approved February 17, 1862.

CHAPTER XX.

A further supplement to an act entitled "An act to incorporate tho Salem Railroad Company," approved March fourteenth, one thousand eight hundred and fifty-six.

Time extended.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the time for completing the said road be and is hereby extended to the fourth day of June, eighteen hundred and seventy.

2. *And be it enacted*, That this act shall take effect immediately.

Approved February 17, 1862.

CHAPTER XXI.

Supplement to an act entitled "An act constituting courts for the trial of small causes."

Execution may issue with scire facias.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for any justice of the peace in this state, at any time, without a revival of the judgment by scire facias or other suit, to grant execution on any judgment obtained before him; *provided*, the parties to the judgment be living at the time of the issuing of the execution.

Warrant not to issue without oath.

2. *And be it enacted*, That no warrant to arrest the body of any defendant shall henceforth be issued out of any court for the trial of small causes in any action of trover, trespass, trespass on the case, or other action founded upon tort, except upon due proof made on oath or affirmation before any justice of the peace of any county in this state, establishing to the satisfaction of such justice a sufficient cause of action with reasonable certainty, and upon making such proof it shall be the duty of such justice to make an order for the issuing of a warrant against such defendant for such amount as such proof shall justify and require, and upon filing such order with any justice of the peace, a warrant may be issued as heretofore.

3. *And be it enacted*, That this act shall take effect immediately.

Approved February 17, 1862.

CHAPTER XXII.

AN ACT to authorize Sarah Voorhees to make a deed for a lot of land.

Preamble. WHEREAS, James Stillwell, late of the township of Howell, in the county of Monmouth and state of New Jersey, hath departed this life intestate, seized of a certain house and lot of land containing forty-eight hundredths of acre, more or less, situate in the village of Turkey, in said county, and particularly described as consisting of two lots, one of forty hundredths of an acre and the other of eight hundredths of an acre, in a certain deed of conveyance made by Levi G. Irwin and wife to said James Stillwell, and recorded in the clerk's office of Monmouth county, at Freehold, in book one hundred and sixty-two of deeds, page twenty-two, &c., as by reference thereto fully appears; and whereas, the said James Stillwell was an illegitimate child of Sarah Emmons, now Sarah Voorhees, wife of Tunis V. Voorhees of the township and county aforesaid, and departed this life without leaving any widow or children or the issue of any children him surviving, and leaving only his mother, the said Sarah Voorhees, whereby the said lot of land would escheat to the state of New Jersey; and it appearing that the said house and lot of land is worth about four hundred dollars, and the personal property left by the said deceased has been inventoried by the administrator of said deceased at sixty-two dollars and ninety-six one hundredths, which inventory has been duly proved and filed in the surrogate's office of said county; and it further appearing that the debts due from said deceased by mortgage and otherwise, as far as ascertained, amount to the sum of four hundred and twenty-one dollars, which debts of right should be paid, and no person now having any authority to dispose of said lot of land or to make a valid title therefor to the purchaser thereof, which difficulty in justice ought to be removed—therefore,

Sarah Voorhees to sell lot. 1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the said Sarah Voorhees shall be and is hereby authorized to sell and dispose of said house

and lot of land, and make as good and valid title therefor to the purchaser thereof as the said James Stillwell might or could have done if living; and any legal record of said deed or title shall be deemed and considered as good, valid and sufficient in law, and shall be taken and received in evidence; the money arising from said sale shall be first applied to the payment, according to their legal priority, of the just debts of the said James Stillwell, deceased, and the residue, if any, shall belong to the said Sarah Voorhees, any law, custom or usage to the contrary notwithstanding.

Approved February 17, 1862.

CHAPTER XXIII.

Supplement to the act entitled "An act to incorporate the Newton Gas Light Company," approved March twenty-first, eighteen hundred and sixty.

WHEREAS, the parties interested in the Newton Gas Light Company have paid the sum assessed and declared to be payable on the same by the act entitled "An act to increase the revenues of the State of New Jersey," approved March sixth, eighteen hundred and fifty-eight, though not within the time limited by the supplement to said act, approved March eighteenth, eighteen hundred and fifty-nine, and have organized said gas light company—therefore, Preamble.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the several sections of the act entitled "An act to incorporate the Newton Gas Light Company," approved March twenty-first, eighteen hundred and Confirmation of acts.

sixty, and all acts and proceedings in pursuance thereof, and in conformity thereto, had, taken or done by the commissioners therein named, or a majority of them, are hereby declared to be and shall be taken, construed and held to be valid and operative and of the same force and effect as if the said assessment had been duly paid before the first day of July next ensuing the passage of said act creating said gas light company.

2. *And be it enacted*, That this act shall take effect immediately.

Approved February 17, 1862.

CHAPTER XXIV.

A further supplement to the act entitled "An act to incorporate John Doughty and his associates proprietors of the Morris Aqueduct Company," passed the sixteenth day of November, seventeen hundred and ninety-nine.

Company may enlarge and extend their works.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall and may be lawful for the said corporation from time to time, and at all times hereafter, to add to and enlarge their present works, and to increase their facilities for furnishing water to the village of Morristown, to such extent and in such manner as may be deemed necessary and proper, and for that purpose to dig ditches, make excavations, erect, maintain and repair reservoirs to receive and distribute water; and to take and divert any spring or springs, stream or streams of water having

their origin, running or being to the westward of the village of Morristown, and between the direct road leading from Morristown to Baskinridge, and the direct road or turnpike leading from Morristown to Mendham, and to lay down, maintain and repair pipes and conduits for conveying the same to said village; *provided*, that the quantity of land taken and appropriated in any one place or locality for the purpose of a reservoir shall not exceed one acre. Proviso.

2. *And be it enacted*, That preliminary to any such increase and enlargement of their said works in manner aforesaid or otherwise, it shall be lawful for said corporation, by its agents, to enter in and upon any lands within the limit aforesaid, and to make such examinations, explorations, measurements and levelings as may be necessary and proper for the purposes aforesaid, doing thereby as little damage as possible to the owner or owners. May enter lands to explore, &c.

3. *And be it enacted*, That in case the said corporation cannot agree with the owner or owners or other persons interested in any lands which said corporation may desire to use and occupy, or from which they may desire to take or divert, either in whole or in part, any spring or springs, stream or streams for the purposes aforesaid, as to the amount of compensation to be paid to any such owner or owners for any such use, occupation or diversion, or in case any such owner or owners be absent from this state or under legal disability, it shall be the duty of any judge of the court of common pleas of the county of Morris, disinterested in the premises, upon application by said corporation, and upon two weeks' previous notice, published in one of the newspapers published at Morristown, and also served upon such owner or owners, if they reside or may be found in the county of Morris, to appoint three disinterested commissioners, residents of Morris county, to assess and ascertain the amount of damages to be done to the said lands by the erection and maintainance of the said works and by the total or partial diversion of said springs and streams of water; which commissioners, before entering upon their duties, shall be sworn before an officer competent to administer oaths and affirmations, faithfully to execute the duties of said appointment; and said commissioners shall forthwith proceed to appoint a time and place at which they shall meet to ascertain and assess the damages aforesaid, which appointment of time and place shall be published for two weeks' successively prior thereto, in a newspaper published in Morristown, at which time and place the said Proceedings in case company and owners cannot agree. Commissioners appointed.

commissioners shall meet and view the premises and hear the parties interested, and take evidence, if any be offered, and for that purpose shall have power to administer oaths or affirmations, and to adjourn from day to day; and in case of the refusal or failure of either or any of said commissioners to attend and perform their said duties, the said judge shall have power to appoint another or other disinterested person or persons as commissioners to act in the place of such absent commissioner or commissioners; and the said corporation shall make and exhibit to the said commissioners, at their meeting aforesaid, for the use of the parties interested, a statement and description in writing, or by drawings or maps, or both, of the lands and streams by them sought to be taken or diverted as aforesaid, and of the use, occupation of, and excavations upon any lands by them sought to be made; and the said commissioners shall thereupon ascertain and assess the damages aforesaid, and shall execute under their hands and seals, or the hands and seals of a majority of them, an award to said corporation of the lands, rights and privileges by them sought in the statements and description aforesaid, stating therein the amount of damages and compensation therefor by them assessed in favor of each owner or owners, which award shall be by them acknowledged and filed in the county clerk's office, and by him recorded in the registry of deeds; *provided always*, that if any real estate, the owner or owners of which shall not have given his, her or their consent in writing to the diversion or diminution of said springs or streams, or the damages to which by reason of the diversion or diminution of said springs or streams shall not have been ascertained and paid pursuant to the directions of this act, shall be injured and damaged by the diversion or diminution of any said springs or streams, that the owner or owners thereof may have and maintain his, her or their action to recover damages for such injury which he, she or they may sustain by reason of any thing done under this act as if this act had not been passed.

Shall assess damages.

Proviso.

4. *And be it enacted*, That before taking possession of any such lands, or entering thereon for the purpose of making any excavation or occupation thereof, or before diverting any spring or stream of water, the said corporation shall pay or tender to such owner or owners, or in case of absence from the state or legal disability, shall deposit with the clerk of said court the amount of damages so awarded; and the award of said commissioners and the payment, or tender or deposit as aforesaid, of such damages, shall vest in said corporation

Company shall pay the assessment.

the lands, rights and privileges by them sought, described and set forth in said statement and description, in all respects the same as if the same had been conveyed to said corporation by said owner or owners under their hands and seals.

5. *And be it enacted*, That if either party feel aggrieved by said assessment and award such party may appeal to the next or second term of the court of common pleas of said county by petition, and notice thereof served upon the opposite party two weeks prior to such term, or published a like space in a newspaper published at Morristown, which petition and notice so served or published shall vest in said court full power to hear and determine said appeal; and if required, they shall award a venire for a jury to come before them, who shall hear and finally determine the issue under the direction of the court, as in other trials by jury; and it shall be the duty of the said jury to assess the damages to the said lands as above mentioned, and the value of such as shall be absolutely taken; and if the said court or jury shall find a greater sum than the said commissioners shall have awarded in favor of the said owner or owners in the case appealed, then judgment thereon, with costs, shall be entered against said corporation, and execution awarded therefor; but if the said appeal shall be taken by the owner or owners, and the said court or jury shall find a less sum than the said commissioners shall have awarded or the said corporation have paid or offered prior to said appeal, the said costs shall be paid by the said owner or owners, and either deducted out of the amount found by the jury, or execution awarded therefor, as the court may direct; and any moneys paid into said court, under the provisions of this act, may be obtained therefrom by petition on behalf of the owner or owners to whose credit the same is or may be paid.

Appeal to court of common pleas.

trial thereof by jury.

6. *And be it enacted*, That this act shall take effect immediately.

Approved February 17, 1862.

CHAPTER XXV.

AN ACT in relation to the certificates of a Notary Public.

Certificate of notaries to be conclusive evidence of the facts certified.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the certificate of a notary public, appointed and qualified under the laws of this state, or the laws of any other state or territory of the United States, under his hand and seal or stamp of office, accompanying any bill of exchange or promissory note which has been protested by such notary for non-acceptance or non-payment, shall be held and received in all the courts of this state as conclusive evidence of the facts therein certified, and also of the official character of said notary; *provided*, that the party offering the same shall have annexed a copy of such certificate to his declaration, demand or other pleading, and considered as a schedule thereto; *and provided also*, that any party may contradict by other evidence any such certificate in all cases when such party gives notice of his intention so to do in the plea or other pleading filed in the cause, or when the action is brought in the court for the trial of small causes, by filing the like notice on the return day of the summons, or on the day after.

Proviso.

Certificate to be furnished.

2. *And be it enacted*, That henceforth it shall be the duty of every notary public, acting by the authority of the laws of this state, and without further compensation, to furnish to the party paying for the protest of any bill of exchange or promissory note, a certificate attested under his hand and seal or stamp of office, of the time when, place where, and upon whom the demand of payment was made, with a copy of the notice of non-payment, how served, and the time when, or if sent in what manner and the time when, and if sent by post, to whom the same was directed, and when the same was put into the post office.

3. *And be it enacted*, That this act shall take effect immediately.

Approved February 17, 1862.

CHAPTER XXVI.

A supplement to an act entitled "An act to authorize a subscription on the part of this state to a new edition of Nixon's Digest of the laws of this state," passed February twenty-sixth, one thousand eight hundred and sixty-one.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the state treasurer be and he is hereby authorized to furnish each of the clerks of the several wards and townships created since the passage of the act to which this is a supplement, with one copy of Nixon's Digest, for the use of the said several townships and wards, and to be the property of the same. Treasurer to furnish copy to townships.

2. *And be it enacted*, That this act shall take effect immediately.

Approved February 17, 1862.

CHAPTER XXVII.

AN ACT for the relief of the First Baptist Church at New Mills.

WHEREAS, John Irick and Achsah his wife, and Joseph Deacon and Beulah his wife, by their certain indenture bearing date the tenth day of May, in the year of our Lord one thousand eight hundred and twenty-one, and recorded in the clerk's office of the county of Burlington in book M, Preamble.

two of deeds, page three hundred and thirty-nine, &c., did convey unto Henry Chambers, Thomas Swaim, Samuel Fort, Joseph Willets, and Abel Watkinson, trustees of the Baptist Society, near the village of New Mills, a certain lot of land in or near said village (now Pemberton,) in the said conveyance more particularly described and set forth; and whereas, the said John Irick and Achsah his wife, and Joseph Deacon and Beulah his wife, did by their certain other indenture, bearing date the twelfth day of March, in the year of our Lord one thousand eight hundred and twenty-four, and recorded in the clerk's office of the county of Burlington in book Q, two of deeds, page one hundred and eleven, &c., convey unto Jacob Woolston, Thomas Woolston, Joseph Willets, Aaron Stiles, and Abel Watkinson, trustees in and for the Baptist Society, a certain other lot of land near the said village (now Pemberton,) in the said last mentioned conveyance more particularly described, which said two lots of land adjoin each other, as by reference to said indentures will more fully appear; and whereas, the said "The First Baptist Church at New Mills," a body politic and corporate in law, by the name and style of "The First Baptist Church at New Mills," and for whose use the said conveyances were made shortly after the date of the said first mentioned indenture, erected on the lot of land therein described a house of worship for the members of said church, in which they have until recently continued to worship; and whereas, the said church have recently purchased a more eligible lot in the borough of Pemberton, on which they have erected a more commodious house of worship, and are now anxious and desirous of selling their former place of worship, and the lots of land above mentioned; and whereas, doubts are entertained of the ability of the said "The First Baptist Church at New Mills" to make a good and valid title to the purchaser—therefore,

Church may sell and make title.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall and may be lawful for the said "The First Baptist Church at New Mills," to sell either at public or private sale, the whole or any part of the aforesaid lots of land, as may seem proper and desirable, and to execute and deliver to the purchaser or purchasers thereof, under the seal of the said "The First Baptist Church at New Mills," and the hand of the presiding officer of the board of trustees of said church, a good and sufficient deed or deeds

therefor, which deed or deeds of conveyance so executed and proved in the manner that deeds of corporations are now proved by law, shall convey to and vest in the purchaser or purchasers a good and valid title to his and their own use, in fee simple, in the said lot of land with the appurtenances, free and clear and absolutely discharged of and from all trusts whatsoever; and the purchase money therefor shall and may be applied to and for such purpose as the said "The First Baptist Church at New Mills" may direct.

2. *And be it enacted*, That this act shall take effect immediately.

Approved February 18, 1862.

CHAPTER XXVIII.

AN ACT to incorporate the Red Bank Gas Light Company.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That James H. Peters, John W. Stout, Samuel T. Hendrickson, Henry S. Little, John R. Bergen and Anthony Reckless, of the county of Monmouth, in this state, and all and every person or persons who may become subscribers according to the mode hereinafter prescribed, and their successors, are hereby created a body politic and corporate, in fact and in law, by the name of "The Red Bank Gas Light Company," and by the said name the said corporation shall have power and authority to manufacture, make and sell gas, to be made of bituminous coal or other materials, for the purpose of lighting the buildings or other places in the village of Red Bank, in the township of Shrewsbury, in the county of Monmouth, in this state, Names of corporators.

Powers. and to enter into and execute contracts, agreements or covenants in relation to the objects of this corporation, and of enforcing the same, and be capable of purchasing, taking and holding any estate, real or personal, necessary to give effect to the specified purposes of this corporation, for the accommodation of their business and concerns, or which it may be necessary for the said corporation to acquire and hold for the purpose of securing debts which have or may become due to them in the regular business of said corporation; *provided*, that the real estate shall not exceed what may be necessary for the purposes mentioned, and no private property shall be in any way injured or defaced without permission first obtained in writing from the owner or owners thereof.

Proviso.

May lay down pipes in streets 2. *And be it enacted*, That the said corporation shall be empowered to lay down their gas pipes, and to erect gas posts, burners and reflectors in the roads, streets, alleys, lanes, avenues, public grounds or other places in the village of Red Bank, in the township of Shrewsbury aforesaid, and to do all things necessary to light the same, the dwellings, stores, and other places situated therein; *provided*, that the public travel shall at no time be affected or impeded by the laying of the said pipes or the erection of said posts, and the roads, streets, side and cross walks, public grounds, lanes and avenues shall not be injured, and left in as good condition as before the laying of said pipes or the erection of the said posts.

Proviso.

Capital stock. 3. *And be it enacted*, That the persons named in the first section of this act are hereby appointed commissioners for receiving subscriptions for the sum of twenty thousand dollars, to constitute the capital stock of said corporation, in shares of twenty dollars each; and the said commissioners, or a majority of them, shall open books for that purpose, at such time or times, and in such place or places, within this state, as they, or a majority of them, shall designate by public advertisement to be previously inserted at least three weeks in a public newspaper printed in the county of Monmouth, and shall continue the same open until the said capital stock shall be subscribed, or at their discretion close the same after they have remained open two days, and again open the same at some other time or times, place or places, giving public notice thereof as aforesaid, and the sum of five per centum upon each share so subscribed shall be paid in specie, or in the bills of banks which redeem their bills with specie, by each subscriber at the time of the subscription, to

Commissioners to organize.

the said commissioners, or a majority of them, and each subscriber shall be entitled to receive a certificate for such stock from said commissioners or a majority of them, and the amount so received by said commissioners at the time of subscription shall by them, or a majority of them, be paid over to the directors of said company to be appointed as hereinafter directed, and all the powers of said commissioners shall cease and determine on the appointment of such board of directors; and the said board of directors when so appointed, shall have power, and they, or a majority of them, are hereby authorized from time to time, under the foregoing regulations, if they deem an increase of capital stock necessary for the purposes of the company, to open the books for the further subscription of stock, until the whole stock subscribed amounts to fifty thousand dollars, and are also authorized to call on all subscribers for the payment of further installments in such sum or sums, at such time or times, and under such forfeitures, as they or a majority of them may deem expedient, until the whole amount of shares subscribed shall have been fully paid.

Board of directors, duties and powers.

4. *And be it enacted*, That the management of the concerns of said corporation shall be vested in a board of three directors, to be selected from the stockholders, and the said directors shall choose a president by plurality of votes, and as soon as conveniently may be after ten thousand dollars of said stock shall be subscribed the before named commissioners, or a majority of them, shall convene the said stockholders, by public notice to be given as aforesaid, and at such time and place as they, or a majority of them, shall designate in said notice, to choose the first board of directors, who shall hold their offices until the second Thursday of July thereafter; and the said directors and president shall hold their offices from the second Thursday in July in every year for one year, and shall be elected on the second Thursday in July in each year, at such time and place as a majority of the directors shall appoint, and public notice shall be given of the time and place of holding such election, for ten days, in a newspaper published in said county; and any vacancy in said board of directors may be supplied by appointments to be made by the board of directors until the next election; and all elections shall be by ballot of the stockholders or their proxies, allowing one vote for each share which they shall have held in his, her or their name or names at least fourteen days before the time of voting.

Three directors.

Terms of office

Vote by ballot.

Corporation not dissolved on failure to elect.

5. *And be it enacted*, That if at any time an election is not held on the day herein appointed, the corporation shall not be dissolved for that cause, but an election shall be held at any other time in manner provided by law in said cases, in such manner as may be directed by the by-laws of the corporation, at any time within one year.

Quorum.

6. *And be it enacted*, That the directors for the time being shall form a board, and they, or a majority of them, shall be a quorum for transacting business.

Stock transferable.

7. *And be it enacted*, That the stock of the corporation shall be transferable according to the by-laws and regulations of said corporation, and shall be considered personal property, and the stock and transfer books shall be opened at all times to the inspection of the stockholders.

Penalty for injuring works

8. *And be it enacted*, That if any person or persons shall wilfully do or cause to be done any act or acts whatever, thereby to injure any conduit, pipe, cock, machine or structure whatsoever, or anything appertaining to the works of said corporation, or whereby the same may be stopped, obstructed or injured, the person or persons so offending shall be considered guilty of a misdemeanor, and being thereof convicted, shall be punished by fine not exceeding three hundred dollars, or imprisonment at hard labor not exceeding two years, or both, but such criminal prosecution shall not in any wise impair the right of action for damages, by a civil suit hereby authorized to be brought for any such injury as aforesaid, by and in the name of said corporation, in any court of the state having cognizance of the same.

Books of accounts.

9. *And be it enacted*, That the said company shall cause to be kept at their office proper books of accounts, in which shall be fairly and truly entered all the transactions of the company, which books shall at all times be opened for the inspection of the stockholders.

Public act.

10. *And be it enacted*, That this act shall be deemed and taken to be a public act in all courts and places whatsoever, and shall go into effect immediately.

Time and powers.

11. *And be it enacted*, That this act shall continue in force for thirty years, and the said corporation shall possess the general powers and be subject to the restrictions and liabilities contained in the act entitled "An act concerning corporations," approved February fourteenth, eighteen hundred and forty-six, so far as the same are applicable.

Approved February 18, 1862.

CHAPTER XXIX.

A further supplement to the act entitled "An act respecting the Orphans' Court and the power and authority of Surrogates."

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That on the settlement of the accounts of executors, administrators, guardians and trustees, under a will, their commissions, over and above their actual expenses, shall not exceed the following rates: on all sums that come into their hands, not exceeding one thousand dollars, seven per cent.; if over one thousand dollars, and not exceeding five thousand, four per cent. on such excess; if over five thousand dollars and not exceeding ten thousand, three per cent. on such excess; and if over ten thousand dollars, two per cent. on such excess; *provided always*, that this act shall not extend to the commissions of any such persons or officers above mentioned, who have already assumed the duties of such offices on the faith of the present law regulating their commissions. Commissions of executors, &c. Proviso.

2. *And be it enacted*, That all acts or parts of acts conflicting with this act are hereby repealed. Repealer.

3. *And be it enacted*, That this act shall take effect immediately.

Approved February 18, 1862.

CHAPTER XXX.

AN ACT relative to the Public Printing.

Regulation as to page and type.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That hereafter the journal of the senate and minutes of the house of assembly, and all documents or reports ordered to be printed by the legislature of this state, or either house thereof, shall be printed in regular royal octavo form, and the pages shall be of the same size and contain the same amount of printed matter as the pages of the journals and documents printed by order of the congress of the United States, with small pica type, and not leaded, the tabular work to be in type of such size as the nature of the matter will admit, so as to be read with facility and convenience; and no table shall occupy an entire page when more than one can be got in, or where the matter to follow can be commenced on the same page in a workmanlike manner; the journals of the senate and minutes of the house of assembly to have the running head line, the same as printed in the proceedings for eighteen hundred and sixty-one, the yeas and nays to be run up and not set in columns; the session laws to be in small pica, not leaded, and with marginal notes; all tables of contents and indices to be set in brevier

Treasurer's accounts.

type; the detailed account current in the treasurer's report shall be set in brevier type, the debit account in continuous pages, and the credit account following, to avoid unnecessary expense of the blank pages as heretofore printed; tables which cannot be brought in the page of octavo in nonpareil type, and which cannot be divided, may be worked on a broadside sheet; a token of press-work shall be two hundred and fifty impressions of sixteen pages, but a token shall be allowed for two hundred and fifty impressions of every document making less than sixteen pages.

Legislative documents.

2. *And be it enacted*, That all messages, pamphlets, reports or other documents which are deemed of sufficient public importance to be printed and bound for preservation and reference, shall hereafter be embraced in one volume, under the title of legislative documents; and no document or report shall be printed in said volume unless so ordered by a concur-

rent resolution of the senate and general assembly, which volume of legislative documents shall be printed and distributed in place of the volumes heretofore printed as an appendix to the journal of the senate and minutes of the house of assembly; all motions or resolutions to print copies of any report or document shall be referred to the members of the committee on printing of the house in which the same may be made; said committee shall examine all documents proposed to be printed, and report against the printing of any document, or any portion thereof, by them deemed unnecessary for publication; they shall also report what documents should be printed for immediate distribution, and those to be included only in the volume of legislative documents; also, those of such importance as to require extra copies for distribution by the members and for preservation in the said volume of documents; and when any report is adopted in favor of embracing any document in the said volume of legislative documents, and printing additional copies for general distribution, the printer shall print both editions of said document from the same form, printing one thousand copies thereof for reservation to be bound in said volume of legislative documents, which documents shall be numbered in the order in which they are ordered to be printed to facilitate the preparation of an index to the whole, which shall be made by the secretary of state, and the governor's annual message shall always be classed as document number one in said volume; and whenever any pamphlet, report or document is ordered to be printed by both houses of the legislature, the entire printing of such pamphlet, report or other document shall be executed by the current printer of that house which first ordered the same; and in no case shall more than one composition be paid for the printing of such reports or documents.

What to so class.

Index to be made.

3. *And be it enacted*, That the minutes of the general assembly, journal of the senate, and session laws, which are printed to conform to the provisions of this act, shall be paid for at the rates per sheet of sixteen pages now established by law, and no more; *provided*, that one dollar extra shall be paid for each page of indices and contents set in brevier type.

Pay for Minutes, Journal and Laws.

4. *And be it enacted*, That John H. Lyon, of Jersey City, be employed to execute the pamphlet printing, including the legislative documents, all the current printing of both houses of the legislature during the present session.

5. *And be it enacted*, That Robert T. Middleditch, of Red Bank, New Jersey, be employed to print three thousand co-

Who to prin for session of 1862.

pies of the laws enacted at the present session of the legislature.

6. *And be it enacted*, That George R. McCarter, of Sussex county, be employed to print one thousand copies of the journal of the senate and minutes of the joint meeting for the current year.

7. *And be it enacted*, That A. E. Donaldson, of Somerset county, be employed to print one thousand copies of the minutes of the general assembly for the current year.

Repealer. 8. *And be it enacted*, That all acts or parts of acts inconsistent with this act, be and the same are hereby repealed; and that this act shall take effect immediately.

Approved February 18, 1862.

CHAPTER XXXI.

AN ACT to revive and amend an act entitled "An act to incorporate the Stockton and Newton Turnpike Company," approved March eighteenth, eighteen hundred and fifty-nine.

Preamble. WHEREAS in and by the said act it was, among other things, provided that the capital stock of said company should be five thousand dollars, divided into shares of twenty-five dollars each, which would make but two hundred shares in the whole, and yet, by some oversight or clerical error, it was further provided therein that if three hundred shares of said stock should not be subscribed for within one year, and the turnpike road authorized by said act completed within three years from the passage of said act, that then it should be-

come null and void; now for the purpose of avoiding the said inconsistent provisions and extending the time therein limited for organizing said company and constructing said turnpike road,—

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the said act be and the same hereby is revived in all things, but that instead of requiring three hundred shares of said stock to be subscribed for and said turnpike road completed within the times therein provided as aforesaid, the said company shall have three years from the passage of this act to construct said road and to procure subscriptions to so much of said stock as they may consider sufficient for that purpose. Act revived and time extended.

Approved February 18, 1862.

CHAPTER XXXII.

AN ACT to change the corporate name of St. Stephen's Parish, at South Amboy, in the county of Middlesex.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the corporate name of "St. Stephen's Parish, at South Amboy," in the county of Middlesex, be and the same is hereby changed to the name of "Christ Church Parish, at South Amboy," and by that name shall hereafter be named, called and known, for all purposes whatsoever. Name changed.

2. *And be it enacted*, That this act shall take effect immediately.

Approved February 18, 1862.

CHAPTER XXXIII.

AN ACT to authorize the trustees of School District Number Five, in Freehold township, Monmouth county, to use the surplus school money in their hands towards the payment of the debt upon the school house in said district.

Preamble.

WHEREAS, the trustees of school district number five, in the township of Freehold, in the county of Monmouth, by prudence and careful management have been enabled to keep up a school, conducted by competent teachers, all the time for about ten years, and after paying all expenses in maintaining said school free, have accumulated a surplus fund of about one hundred and fifty dollars, for which they at present have no use for school purposes, and are desirous of using said surplus fund towards the payment of a debt incurred in the erection of a new school house in said district—therefore,

Surplus, how to be used.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the trustees of school district number five, in the township of Freehold, in the county of Monmouth, be and they are hereby authorized to use the surplus school money in their hands, or so much thereof as will be necessary towards the payment of the debt incurred in the erection of the new house in said district.

2. *And be it enacted*, That this act shall take effect immediately.

Approved February 18, 1862.

CHAPTER XXXIV.

Supplement to an act entitled "An act to incorporate the Neptune Fire Company, Number One, of the township of West Hoboken, Hudson county," approved March seventh, one thousand eight hundred and sixty-one.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall and may be lawful for the inhabitants of the township of West Hoboken, in the county of Hudson, at their next annual town election, and at each annual town election thereafter, to vote for any sum of money not exceeding one hundred dollars for the purpose hereinafter mentioned, a certificate of which vote shall be delivered by the clerk of the said township to the assessor of said township on or before the first Monday of May ensuing every such election, which money so voted shall be assessed and collected in the same manner as the other taxes of the said township are assessed and collected, as provided in the act incorporating said township, which money when collected shall be paid over by the collector of said township to the treasurer of the board of trustees of Neptune Fire Company, Number One, and take his receipt for the same as a sufficient voucher; which money shall be solely and exclusively applied by the said board of trustees and their successors to the repairing, maintaining and preserving the engine, engine house and necessary implements, and to the purchase of real estate necessary for such engine house, and to such other incidental expenses as shall to the said board of trustees and their successors appear necessary and best calculated to preserve the property of the inhabitants of the said township, and promote the objects of the said act incorporating the said fire company. Inhabitants to raise money. Object.

2. *And be it enacted*, That this act shall take effect immediately.

Approved February 18, 1862.

CHAPTER XXXV.

AN ACT to incorporate the "Firemen's Benevolent Association of the city of Paterson."

Incorporation.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That all such persons as now are, or hereafter shall be engineers of the volunteer fire department, or any fireman belonging to any fire apparatus of the volunteer fire department of the city of Paterson, shall be and hereby are ordained, constituted and declared to be and continue until the first day of May, one thousand eight hundred and eighty-two, a body politic in fact and in name, by the name of the "Firemen's Benevolent Association of the City of Paterson," and by that name they and their successors for the term aforesaid shall and may have succession, and shall be persons in law capable of suing and being sued, pleading and being impleaded, answering and being answered unto, defending and being defended, in all courts and places whatsoever, in all manner of actions, suits, complaints, matters and causes whatsoever; and they and their successors may have a common seal, and may change and alter the same at their pleasure; and also that they and their successors, by the name of the "Firemen's Benevolent Association of the City of Paterson," shall be in law capable of purchasing, holding, and conveying any estate, real or personal, for the use of said corporation; *provided*, that the amount of the real and personal estate of the said corporation shall not at any time exceed the sum of twenty-five thousand dollars.

Proviso.

Companies to choose representatives.

2. *And be it enacted*, That the different companies of the said volunteer fire department shall, on or before the first day of May in each year, choose three representatives from among its members, who, together with the chief and assistant engineers, shall have and exercise all such powers as are hereinafter committed to them.

Representatives to manage the funds.

3. *And be it enacted*, That the said representatives shall choose on the third Tuesday in May in every year, by ballot, out of their own body, a president and vice president, and from their own body or out of the whole body of exempt or

active firemen, a treasurer and secretary; that the said representatives shall manage the affairs and dispose of the funds of the corporation according to the by-laws, rules and regulations of the said corporation from time to time made and established by the said representatives; that a majority of said representatives shall be a quorum to do business; that in case of a vacancy in the office of representatives such vacancy shall be filled up by the company from which he is deputed, for the remainder of the year; and that in case of a vacancy in the office of president, vice president, treasurer or secretary, such vacancy shall be filled up by the representatives for the remainder of the year by a special election to be held for that purpose.

Quorum.

4. *And be it enacted*, That two-thirds of a quorum of the said representatives shall have full power to make and prescribe such by-laws, rules, ordinances and regulations as to them from time to time shall appear needful and proper touching the management and disposition of their funds for the purposes aforesaid; and touching the meeting of the said corporation, both special and ordinary, excepting the third Tuesday in May in every year, which is hereby declared to be their annual meeting; and touching the duties and conduct of their officers and members, and touching all such other matters as appertain to the business and purposes for which the said corporation is by this act instituted, and for no other purpose whatsoever; *provided*, that such by-laws, rules, ordinances or regulations be not repugnant to the constitution or laws of the United States or of this state.

Regulations.

Proviso.

Not dissolved on failure to elect.

5. *And be it enacted*, That in case any election shall not be made when, pursuant to this act, it ought to have been made, the said corporation shall not on that account be deemed to be dissolved, but that it shall and may be lawful at any other time to hold and make such election in such manner as shall have been regulated by the by-laws and ordinances of said corporation.

Bonds of insurance agents

6. *And be it enacted*, That the bond mentioned in the several acts relative to insurance companies, and therein required to be given to the collector of the county or the mayor and aldermen of the city of Paterson, and all statements required to be sworn to and filed with the collector of the county, shall hereafter be given by any person or persons residing in the city of Paterson and who may be required by said act or acts to give such bond to the treasurer for the time being of this corporation, instead of the collector of the

county of Passaic or the mayor and aldermen of the city of Paterson, and that such bond and statements shall in all respects conform to the provisions of the act entitled "An act to regulate the business of fire insurance companies or associations not incorporated in this state," approved March nineteenth, eighteen hundred and sixty, except as hereinbefore stated, and that all the duties enjoined by said act upon the collector of the county, so far as the same relate to persons residing in the city of Paterson, shall hereafter be performed by the treasurer for the time being of this corporation; that the taxes and penalties payable and to be prosecuted for by the county collector in said act mentioned, shall be paid to and prosecuted for by the said treasurer, in an action of debt brought in the name and for the use of this corporation; that all bonds now held by the collector of the county of Passaic against any person or persons residing in the city of Paterson, and who shall have executed such bond in accordance with the requirements of said act, shall be assigned by the said collecter to the treasurer for the time being and for the benefit of this corporation; that the treasurer shall collect all moneys due, receive all donations to the corporation, keep a just and true account of the same, and pay them out according to the vote of the representatives or by-laws of the corporation; he shall within ten days after his election give bonds, with good and sufficient sureties, to the representatives, for the faithful performance of his duties; he shall, at every annual meeting of the representatives, render an account of the state of the funds, stating all receipts and disbursements.

Treasurer to give bonds.

Funds, how used.

7. *And be it enacted*, That the funds of said corporation shall be appropriated to the relief of such indigent, injured or disabled firemen, or the widows and orphans of deceased firemen, as may be interested therein, and who may in the opinion of a majority be worthy of assistance; if the amount collected shall in any one year be greater than the representatives may think necessary to apply to the said purposes, then the said representatives shall have power to apply such surplus to the permanent fund of said corporation.

Funds and property, where to vest.

8. *And be it enacted*, That the board of representatives of the Paterson fire department benevolent fund shall have all the powers hereby granted to the representatives of this corporation, until the third Tuesday in May next, and that the treasurer of said benevolent fund shall have all the powers as is hereby granted to the treasurer of this corporation, all moneys due or becoming due, books, papers, or property of

every kind belonging to the said board of representatives of the Paterson fire department benevolent fund on the third Tuesday of May next shall then be and belong to the "Firemen's Benevolent Association of the City of Paterson," and the receipt of the treasurer of said association shall be a sufficient receipt for the same.

9. *And be it enacted*, That this act shall be construed favorably for every beneficial purpose hereby intended.

10. *And be it enacted*, That all acts and parts of acts in any wise inconsistent with this act are hereby repealed.

11. *And be it enacted*, That this act shall take effect immediately.

Approved February 18, 1862.

CHAPTER XXXVI.

A supplement to an act entitled "An act for the preservation of deer and other game, and to prevent trespass with guns."

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall not be lawful for any person or persons within this state to hunt, watch for deer with gun, or set any dog or dogs to drive deer, or kill the same for the term of five years from the passage of this act. Deer not to be killed in five years.

2. *And be it enacted*, That every person offending against this act shall forfeit and pay for the first offence the sum of twenty-five dollars, to be recovered in any court of competent jurisdiction, to the use of any one who may sue for the same; and shall for the second offence, on conviction thereof, under- Penalty.

go an imprisonment in the county jail not to exceed sixty days.

Repealer. 3. *And be it enacted*, That the act to which this is a supplement be and it is hereby repealed as far as the same conflicts with the provisions of this act.

Approved February 18, 1862.

CHAPTER XXXVII.

AN ACT to authorize the township committees of the township of North Brunswick and East Brunswick, in the county of Middlesex, to convey to the corporation of the city of New Brunswick, the poor farm in the township of North Brunswick, together with all the personal property on said farm.

Preamble. WHEREAS by an act of the legislature, passed February twenty-eighth, Anno Domini one thousand eight hundred and sixty, the then township of North Brunswick was divided into the townships of North Brunswick, East Brunswick and New Brunswick, and the town committees of said townships were authorized and required to divide the real and personal property of the township of North Brunswick between the new townships of North Brunswick, East Brunswick and New Brunswick; and whereas the poor farm, which is situate in the limits of the present township of North Brunswick, and which belonged to the former township of North Brunswick, and the personal property thereon, has never been divided, but is owned and held in common by the said townships of North Brunswick, East Brunswick and the corporation of the city of New Brunswick,

which said corporation has by an act of the legislature, passed March fifteenth, Anno Domini one thousand eight hundred and sixty-one, succeeded to, and become invested with, and entitled to all the rights and property of the said township of New Brunswick; and whereas such ownership and holding in common is found inconvenient and injurious; and whereas the said townships of North Brunswick and East Brunswick have agreed with the corporation of the city of New Brunswick to convey and sell to the said corporation of the city of New Brunswick all their and each of their right, title, interest and estate in the said poor farm and personal property thereon, for the sum of two thousand six hundred and eleven dollars and thirteen cents, the value of the interest of those townships therein—therefore,

Committees to convey property.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the township committees of the townships of North Brunswick and East Brunswick, or a majority of each of the said town committees, be and they are hereby authorized and empowered to convey all the right, title, interest and estate of the said townships in the said poor farm, and the personal property thereon, to the said corporation of the city of New Brunswick for the sum aforesaid.

Taxation.

2. *And be it enacted*, That the said poor farm and the personal property thereon shall be at all times hereafter liable and subject to taxation by the said township of North Brunswick so long as it is embraced in the limits of the said township of North Brunswick.

Settlement

3. *And be it enacted*, That any person sent from the corporation of the city of New Brunswick, or township of East Brunswick, to the said poor farm, or any person born upon the said poor farm, shall not by reason of any residence or being born on said farm, acquire a residence or settlement in the said township of North Brunswick, the place of settlement of any person sent as aforesaid to the said poor farm, or born thereon, shall be determined in all cases without reference to their residence or being born on said poor farm.

4. *And be it enacted*, That this act shall take effect immediately.

Approved February 18, 1862.

CHAPTER XXXVIII.

AN ACT to legalize the doings of Barzillai W. Bennet as Commissioner of Deeds, &c., of Waterford township, Camden county.

Preamble. WHEREAS, John I. Githens, Washington Schlosser and Nixon Davis were appointed commissioners to take the acknowledgment and proof of deeds in the year Anno Domini eighteen hundred and fifty-two, for the township of Waterford, in the county of Camden and state of New Jersey; and whereas, by mistake, Barzillai W. Bennet was also appointed a commissioner for said township in said county in the year Anno Domini eighteen hundred and fifty-five, when there was no vacancy—therefore,

Acts confirmed. 1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That all the acts of the said Barzillai W. Bennet as commissioner as aforesaid, heretofore done, be as valid and effectual at all times, at all places, and for all purposes, as if the said Barzillai W. Bennet had been legally appointed and commissioned as commissioner as aforesaid.

2. *And be it enacted*, That this act shall take effect immediately.

Approved February 18, 1862.

CHAPTER XXXIX.

A further supplement to an act entitled "An act to incorporate the city of Hoboken," approved March twenty-eighth, eighteen hundred and fifty-five.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the mayor and council of the city of Hoboken are hereby required to procure the public burial ground of the said city to be laid out into avenues and lots, and shall cause a map to be made of the same, which map they shall cause to be filed in the clerk's office of the county of Hudson before selling or disposing of any of the lots in said cemetery. Powers of mayor and council.

2. *And be it enacted*, That the mayor and council of said city, and their successors, may sell or otherwise dispose of the lots in the said cemetery, by conveyances to the respective purchasers thereof in fee by deed, under the corporate seal of said city, signed by the mayor and attested by the clerk thereof, to be occupied only as burial places for deceased human beings, with the uses and privileges of the several avenues, walks and chapels in said cemetery, subject to such regulations as may be established by the mayor and council of said city in relation to the same. May convey lots.

3. *And be it enacted*, That the care and management of the said cemetery shall be confided in the mayor and council of said city, and their successors, who shall have the exclusive superintendence thereof, with power by ordinance to provide for the appointment and employment of such officers and agents as they may deem expedient, to prescribe their duties and to fix their compensation; also, to provide by ordinance for the ornamenting and keeping in good order the grounds, graves, walks and improvements, to prescribe such police regulations relative thereto as they may deem necessary to regulate and control the manner of the interment and removal of the corpse of any deceased person now buried or who shall hereafter be buried in said cemetery; to provide for the investment of so much of the proceeds of the sale of the lots as to them shall be advisable, as a permanent fund, only the interest of Management.

which shall be used in carrying out the purposes of this act, and generally to do all other things for the interest of said cemetery and lot-holders as may be proper in the premises; it shall also be their duty to cause the same to be enclosed by a good, substantial, neat enclosure, and at all times to keep such enclosure in good order and repair.

No streets to be laid out.

4. *And be it enacted*, That no public streets or roads shall hereafter be opened through the said cemetery grounds, and that the said cemetery and all burial lots hereafter sold therein, shall be and remain free from taxation and from sale under any civil process.

Lot reserved.

5. *And be it enacted*, That it shall be the duty of the mayor and council of said city to cause to be marked out upon the map aforesaid five acres of the said cemetery, and shall designate the same on said map as "reserved," which portion of said cemetery the mayor and council shall have no power to sell or dispose of, but the same shall be reserved for the free burial of the inhabitants of the said city, under such regulations as shall be required, by ordinance, by the said mayor and council; *provided*, that any member of the immediate family of an inhabitant of said city buried in said cemetery, may be buried therein, although such member may not be at the time of his or her death an inhabitant of said city.

Proviso.

Residue may be sold.

6. *And be it enacted*, That the residue of the said cemetery may be sold and disposed of as aforesaid, in accordance with the said map, to be filed as aforesaid in the county clerk's office, only to the inhabitants of the said city of Hoboken, the price for each lot being fixed and established by the mayor and council of said city, and being paid for in full before the delivery of the deed; *provided however*, that after the purchase of any lot or lots by any inhabitant of said city, such purchaser, or any member of his or her immediate family may be buried in such lot so purchased, although such purchaser or member of his or her immediate family may not be at the time of his or her death an inhabitant of said city; *provided also*, no purchaser shall have power to sell or dispose of any lot or lots to any person other than an inhabitant of said city.

Proviso.

Proviso.

Regulations.

7. *And be it enacted*, That the mayor and council of said city shall establish a burial ground fund, to the credit of which shall be placed all moneys received by the sale of lots as aforesaid, together with any moneys now in the possession of the said mayor and council belonging to the said cemetery, and all expenses incurred in carrying out the several provisions of this act shall be paid out of the said burial ground

fund, and that the same shall not at any time be paid out of any of the other funds of said city; also, that the said mayor and council are hereby expressly prohibited from using any of the moneys belonging to said fund for any city purpose whatsoever.

Repealer.

8. *And be it enacted*, That all acts and parts of acts inconsistent with this act are hereby repealed, and that this act shall take effect immediately.

Approved February 18, 1862.

CHAPTER XL.

A further supplement to an act entitled "An act respecting the orphans' court and the power and authority of surrogates," approved April sixteenth, one thousand eight hundred and forty-six.

Citations, when to be returned.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the citations issued according to the provisions of the sixteenth and twenty-fourth sections of the act to which this is a supplement, may be made returnable to any day during the term of the court, but shall be served at least ten days before the day whereon the same shall be returnable.

How served.

2. *And be it enacted*, That when it shall be desirable and proper for any guardian or trustee to render an account to the orphans' court of the proper county in this state, and the wards or other parties interested, or any of them, reside out of this state, it shall be lawful for such guardian or trustee,

or any person on his behalf, to serve such citation on such wards or other parties so residing out of this state by delivering a copy thereof to them, or by leaving a copy at their usual place of abode with some white person of the age of fourteen years or upwards; and to make and file with the surrogate an affidavit setting forth the time, place and manner of such service, whereupon the same shall have the force and effect of a service by the proper officer upon such non-resident wards within this state.

3. *And be it enacted*, That this act shall take effect immediately.

Approved February 18, 1862.

CHAPTER XLI.

A supplement to the act entitled "An Act to simplify the pleadings and practice in courts of law," approved March seventeenth, one thousand eight hundred and fifty-five.

Judge may refer all causes.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the eighty-first section of the act to which this is a supplement, shall be construed in all courts and places to empower any justice of the supreme court to refer all actions in which matters of account are in controversy and depending in said court, and coming on for trial before such justice at the circuit court, in the proper county, and also to confirm the report of the referee in such cases, and to order judgment to be entered thereon, subject, however, to all the other provisions of said section; and that the postea shall be framed accordingly; but no such confirmation and order shall be made in vacation, except upon

two days' notice to the opposite party or his attorney, nor where either party shall have demanded a trial by jury, pursuant to the said eighty-first section.

Fees of referee.

2. *And be it enacted*, That the court or justice referring such action shall make just allowance to the referee for his services, to be paid in the manner and by the party which said court or justice, shall by order direct.

3. *And be it enacted*, That this act shall take effect immediately.

Approved February 18, 1862.

CHAPTER XLII.

AN ACT to authorize the Mayor and Aldermen of the City of Paterson to borrow money, not exceeding forty thousand dollars, and for other purposes.

Corporation may issue bonds not exceeding $40,000

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the mayor and aldermen of the city of Paterson to issue bonds, under the corporate seal of said city and the signature of said mayor, for an amount of money not exceeding forty thousand dollars, in such sums, and payable at such time or times as they may deem proper, bearing interest at a rate not exceeding seven per cent. per annum, payable semi-annually, and with coupons attached, and to pledge the property and credit of said city for the payment of the same; which bonds it shall be lawful for the said mayor and aldermen, or their assigns, to sell and assign, and for any vendee or assignee to purchase and hold for the same uses and purposes for which, by the

laws of this state, the bonds of said city of Paterson, authorized to be issued by an act of the legislature hereinafter named, approved on the twelfth day of February, in the year eighteen hundred and fifty-eight, may or might be sold, assigned, purchased or held; *provided however*, that no bond shall be sold by the said mayor and aldermen for less than its par value.

Application of proceeds.

2. *And be it enacted*, That it shall be the duty of the said mayor and aldermen to apply the net proceeds of the said bonds to the payment of debts and liabilities of said city, now existing or which may hereafter be incurred, for the payment of which the inhabitants of said city may lawfully be taxed.

Appropriation confirmed.

3. *And be it enacted*, That the appropriation of ten thousand dollars by said mayor and aldermen, for the purposes set forth in a preamble and resolution passed by them on the twenty-second day of April, in the year eighteen hundred and sixty-one, and all their proceedings thereon, be and the same are hereby ratified and confirmed.

Payment provided for.

4. *And be it enacted*, That the said mayor and aldermen shall have power to provide by taxation for the payment of said bonds and the interest thereon; and that none of the restrictions contained in the third section of the act entitled "A further supplement to an act entitled 'An act to incorporate the city of Paterson, approved March nineteenth, eighteen hundred and fifty-one,'" which supplement was approved February twelfth, eighteen hundred and fifty-eight, shall be held applicable to or in any wise effect this act or the bonds which may be issued by virtue hereof.

5. *And be it enacted*, That this act shall take effect immediately.

Approved February 20, 1862.

CHAPTER XLIII.

AN ACT providing compensation to the Adjutant General and Quarter Master General, for actual service.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the treasurer is hereby directed to pay the adjutant general and the quarter master general of this state, respectively, at the rate of two hundred and fifty dollars per month for actual and unusual service in their respective departments, from the fifteenth day of April last to the fifteenth day of April next; *provided*, they shall receive no other compensation whatsoever. Rate of pay. Proviso.

2. *And be it enacted*, That this act shall take effect immediately.

Approved February 20, 1862.

CHAPTER XLIV.

AN ACT to annul the charter of the "Medford Mutual Loan and Building Association," in Burlington county.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the charter of the "Medford Mutual Loan and Building Association," located in the county of Burlington, be and the same is hereby annulled and repealed, excepting so far as it may be requisite that it continue to Charter repealed.

Salvo.

have the effect for the purpose of settling the affairs of the said association as hereinafter provided, and that monthly contributions on stock, and enforcement of fines, shall now cease, and that the affairs and business of the said association be closed up and settled under the supervision of the court of chancery in such manner as may be equitable and just, and that the said court is authorized, on the application of any person or persons interested in said association or its assets,

Receiver to be appointed.

to appoint a receiver to collect, receive and distribute the assets of the said association, under the supervision of said court, and the receiver so to be appointed shall do all such acts, and be invested with such powers as appertain to the office of receiver, under the act entitled "An act to prevent frauds by incorporated companies," passed April fifteenth, eighteen hundred and forty-six.

2. *And be it enacted,* That this act shall take effect immediately.

Approved February 27, 1862.

CHAPTER XLV.

A supplement to an act entitled "An act to incorporate the Firemen of the City of Jersey City," approved February twenty-seventh, one thousand eight hundred and sixty-one.

Preamble.

WHEREAS, John B. Haight and others, firemen of Jersey City, did, in pursuance of an act of the legislature of the State of New Jersey, entitled "An act concerning the Firemen of Jersey City, in the county of Hudson," approved January twenty-seventh, one thousand eight hun-

dred and fifty-three, associate themselves together and form a constitution, appoint officers and pass by-laws, and accumulated a large amount of money, bonds, and other evidences of indebtedness, for the purposes set forth in said act, which said money, bonds, and other evidences of indebtedness were and are now in the possession of the treasurer of the association; and whereas, by an act of the legislature, entitled "An act to incorporate the firemen of the city of Jersey City," approved February twenty-seventh, one thousand eight hundred and sixty-one, such persons as should be engineers of the volunteer fire department, or any firemen belonging to any of the fire apparatus of the volunteer fire department of the city of Jersey City were declared to be and continue until the first Tuesday of April, eighteen hundred and eighty-one, a body politic in fact and in name by the name of "The Firemen's Fund Association of the city of Jersey City," for the more effectually enabling them to carry out the designs contemplated by the association herein first above mentioned, in which said act entitled "An act to incorporate the firemen of the city of Jersey City," John B. Haight and others, are expressly named as the first representatives, being the same representatives who were last selected under the constitution and by-laws of the said association, formed under the act of the legislature herein referred to, of the year eighteen hundred and fifty-three, and the said association under the law of eighteen hundred and fifty-three, and the said body politic under the law of eighteen hundred and sixty-one, being in truth and in fact composed of the same members, and being in all respects one and identical, and the said association having by resolution passed the second Friday in January, eighteen hundred and sixty-two, ordered all the bonds, moneys and evidences of indebtedness belonging to the said association and in the hands of the treasurer to be transferred and paid over to the said "The Firemen's Fund Association of the city of Jersey City," and the firemen of Jersey City having petitioned the legislature for the passage of the bill following—therefore,

Treasurer to pay over moneys, bonds, &c.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the treasurer of the association in the preamble of this act first above specified, pay and deliver, or cause to be paid and delivered to "The Firemen's Fund Association of the city of Jersey City," incorporated as in said preamble set forth, or their representative, the

money, bonds, and other evidences of indebtedness in his hands as treasurer of such association.

Powers of Fireman's Fund Association.

2. *And be it enacted*, That the said "The Firemen's Fund Association of the city of Jersey City" shall and are hereby empowered to transact any business of the said association formed under the act aforesaid of the year eighteen hundred and fifty-three, of which Smith Mead was president, F. P. Budden secretary, and Charles M. Hankins was treasurer, and by the said association left unfinished, and to sue and be sued, plead and be impleaded, by the corporate name of the "Firemen's Fund Association of the city of Jersey City," in all courts and places and in all manner of actions, suits, complaints and causes whatsoever, for or by reason of any act or proceedings omitted or committed by the said association incorporated as aforesaid under the act entitled "An act concerning the firemen of Jersey City," approved January the twenty-seventh, one thousand eight hundred and fifty-three, their agents or officers, and, if necessary, to sue for and collect by the corporate name aforesaid all dues, funds and balances owing to said association last above referred to, from or by any of its former members or officers or agents as fully and completely, and with as full authority, as though such dues, funds or balances had arisen or become due to the said "Firemen's Fund Association of the city of Jersey City" since the passage of the act to which this is a supplement.

Repealer.

3. *And be it enacted*, That all acts and parts of acts in any wise inconsistent with this act are hereby repealed, and that this act is hereby declared a public act, and shall take effect immediately.

Approved February 27, 1862.

CHAPTER XLVI.

AN ACT to incorporate the Old Hook Cemetery Company, in the township of Washington, in the county of Bergen.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That John D. M. Blauvelt, George T. Brickell, James Bogert, Jacob J. Ferdon and Henry Debaun, and all other persons who now are or may hereafter become lot owners and members of the company or association styled the Old Hook Cemetery Company, and their successors, shall be and they are hereby created and declared a body corporate, by the name and style of "The Old Hook Cemetery Company," and by that name shall have perpetual succession, and shall be capable in law to hold lands for the use and purposes of a cemetery, in the township of Washington, in the county of Bergen, to sue and be sued, plead and be impleaded in any court of law or equity, to ordain, pass and put in execution all such by-laws, rules and regulations, not contrary to the constitution and laws of the United States or of this state, as shall be necessary and convenient for carrying into effect the object of the company, and generally to do all and singular the matters and things which shall lawfully appertain to them to do for improving and ornamenting the grounds, and the due management and regulation of the affairs thereof. Incorporation.

2. *And be it enacted*, That the affairs of the company shall be under the control of five managers, or a majority of them, to be elected for one year and until others are chosen in their stead, to be elected from among and by the stockholders or lot owners of the company, in such manner and at such times as the by-laws made in pursuance of this act shall specify, the first election to take place on the first Monday of April next, under the direction of the persons above named, at such place as they shall appoint. Officers.

3. *And be it enacted*, That the lands of the company, and the burial lots of the different persons holding the same, shall be forever exempt from and shall not be subject to any assessments, taxes and fines, or liable to be seized or taken by virtue of any process issued out of any court in this state on account Lots free from taxes.

of any claim or claims which may arise after such lands have been converted into a cemetery; nor shall any public road be laid out over the same.

4. *And be it enacted*, That this act shall take effect immediately.

Approved February 27, 1862.

CHAPTER XLVII.

A supplement to an act entitled "An act to incorporate the Trenton and Allentown Turnpike Company," approved March eleventh, eighteen hundred and fifty-six.

Preamble. WHEREAS, it is the intention of the Trenton and Allentown Turnpike Company to extend their road from Sandtown to Hamilton Square, and the inhabitants along said road have petitioned said company to have the public road now located there vacated for that purpose—therefore,

What part vacated. 1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That so much of said public road as is included between Sandtown, in the township of Hamilton, and the house late of William C. Sinclair, deceased, at Hamilton Square, in said township, be and the same is hereby vacated for the uses and purposes of said turnpike company; and it shall be lawful for said company to demand and receive tolls for traveling on their road, as far as the same is or shall be constructed, at the rates prescribed in their charter.

Directors. 2. *And be it enacted*, That the affairs of said company shall be managed by a board of seven directors, a majority of whom shall be a quorum for the transaction of business.

3. *And be it enacted*, That so much of the act to which this is a supplement as is inconsistent with the provisions of this act, be and the same is hereby repealed. Repealer.

Approved February 27, 1862.

CHAPTER XLVIII.

A further supplement to an act entitled "An act to authorize the inhabitants of the townships of Bedminster and Warren, in the county of Somerset, and of the townships of Randolph, Chester and Rockaway, in the county of Morris, and the township of West Windsor, in the county of Mercer, and of the townships of Hope, Hardwick and Knowlton, in the county of Warren, and of the townships of Dover and Millstone, in the county of Monmouth, to vote by ballot at their town meetings."

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the overseer of the highway of road district number seventeen, in the township of Warren, in the county of Somerset, shall be elected by the legal voters of said district as the same may be arranged from time to time by the township committee in said township, and for the purpose of carrying this provision into effect it shall be the duty of the township committee of said township to give notice of the time and place of holding the first district road meeting under this act, and which meeting shall be held on Saturday next previous to the annual town meeting in said township, at such place in said district as shall be designated in said notice by said township committee, and shall cause no- Overseers to be elected by district meetings.

tice thereof to be posted up in some conspicuous place in said district at least five days before the time of holding such meeting, when and where the legal voters residing in said road district shall assemble for the purpose of such election, and when so assembled at said first meeting and all subsequent meetings held under this act, the said voters having been called to order by one of their number, shall proceed by the holding up of hands to elect a moderator of such meeting by a plurality of votes; and being thus organized, the meeting shall proceed in the same manner, by the holding up of hands, to elect an overseer of the highway for such road district, and the moderator at such first meeting shall at the first annual town meeting next after such election notify the township committee of said township of the said election, and the name of the person so elected overseer, and in the case of the failure of said district to elect an overseer, or of the person so elected to accept of his appointment, the said township committee shall fill such vacancy, and shall furnish the name of the overseer of the said highway, so elected or appointed, to the clerk of the township, and he shall publish the same with the names of the officers and the proceedings of the said first town meeting held after such election.

Mode of election.

2. *And be it enacted*, That all subsequent district road meetings in said district shall be called by the overseer of said road district upon notice to be posted up in some conspicuous place in said road district at least ten days before the time of holding such meeting, and all such subsequent district road meetings shall be held on Saturday next preceding the annual town meeting in said township, and proceed in like manner to elect an overseer of the highway for said district, and should the overseer of said district fail to call such meeting, or should the person elected refuse to accept said appointment, or in case of a vacancy arising from any other cause, the township committee of said township shall fill such vacancy, and cause the name of the person so elected or appointed to be published as aforesaid by the clerk of said township, upon their receiving from the moderator of such subsequent meetings respectively the name of the person so elected thereat, and which said moderators are hereby required to notify said township committees of the name of the person so elected at the said annual town meeting next after such election.

Subsequent meetings regulated.

3. *And be it enacted*, That this act shall take effect immediately.

Approved February 27, 1862.

CHAPTER XLIX.

AN ACT in relation to operators and others in the employment of Telegraph Companies in this State.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the operators and assistant operators, superintendents, managers, line men, and those directly engaged in the business of receiving and forwarding messages by telegraph, shall be exempt from militia duties and serving on juries, and from any fine or penalty for neglect thereof. Exemptions.

2. *And be it enacted*, That this act shall take effect immediately.

Approved February 27, 1862.

CHAPTER L.

AN ACT to change the corporate name of "The Second Congregation of the Presbyterian Church at Morristown," in the county of Morris.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the corporate name of "The Second Congregation of the Presbyterian Church at Morristown," in the county of Morris, be and the same is hereby Name.

changed to the name of "The South Street Presbyterian Church at Morristown," and by that name shall hereafter be named, called and known in all places and for all purposes whatsoever.

2. *And be it enacted*, That this act shall take effect immediately.

Approved February 28, 1862.

CHAPTER LI.

AN ACT relative to the Mount Holly Bank of New Jersey.

Corporators.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Moses Wills, Thomas D. Armstrong, Charles Bispham, Daniel Lame, George Black, Benjamin R. Stokes, Samuel N. Haines, John R. Slack, Israel Lippincott, Garret H. Polhemus, Job H. Gaskill, Austin R. Haines, Thomas C. Alcott, Benjamin F. Shreve, Joseph K. Hulme, Barclay White, Benajah B. Powell, Ezra Haines, Allen Fennimore, and their associate shareholders in the Mount Holly Bank, an association formed at Mount Holly, in the county of Burlington, New Jersey, and organized under the provisions of an act of the legislature, entitled "An act to authorize the business of banking," and their successors and assigns, be and they are hereby constituted a corporation and a

Name.

body politic, by the name and style of the "Mount Holly Bank," and by that name shall have and exercise banking powers and the incidental corporate powers enumerated in the

Proviso.

first section of the act concerning corporations; *provided*, that the said corporation shall not trade or deal in any thing ex-

cept money, bills of exchange, promissory notes, and gold and silver bullion, stocks of the states or of the United States, and shall in no case hold any real estate, goods or chattels except such as may be necessary for the convenient transaction of its business, or shall be mortgaged or pledged to it as security for debts, loans or contracts, or shall be conveyed or sold in full or in part satisfaction of debts previously contracted in the course of dealings, or shall be purchased upon judgment or execution, for the purpose of bona fide making or securing of debt or debts due or owing said corporation. Powers.

2. *And be it enacted*, That the capital stock of said corporation shall be one hundred thousand dollars, to be divided into shares of twenty-five dollars each, with the privilege of reducing the paid up capital, if the directors deem it expedient to do so, to any amount not under fifty thousand dollars, at any time during the continuance of this act; and that the owners of stock in said association so organized as aforesaid, shall be the stockholders in the corporation created by this act, and shall hold the same number of shares therein that they may hold in the said association at the time of the passing of this act. Capital stock.

3. *And be it enacted*, That the association organized as aforesaid shall, on the passage of this act, and the acceptance of the same by the directors of the said association, and the filing in the office of the secretary of state a certificate of such acceptance, signed by the president and cashier, under the seal of the association, be deemed and taken to be merged in the corporation created by this act, and from that time all the property, real and personal, of said association, shall vest in and be deemed and taken to belong to the corporation created by this act, their successors and assigns, and with the same remedies at law and in equity in respect thereto as if the original association and subscription to the stock had been made under this act; *provided*, that the new corporation shall be liable to all the debts and obligations of the said association; *and provided*, that the bills of the said association in circulation shall be redeemed in the manner pointed out by the provisions by the aforesaid act entitled "An act to authorize the business of banking," and the supplements thereto, and that the treasurer of this state, on being presented with any amount of bills, not less than one thousand dollars at a time, and canceling the same, shall deliver up to the said corporation an equal amount of stock or securities pledged for the redemption thereof, to be selected by the treasurer. Certificate of acceptance to be filed. To be merged in new corporation. Proviso. Proviso.

Nineteen directors.

4. *And be it enacted*, That all the affairs of the company shall be managed and conducted by nineteen directors, all of whom shall be stockholders, and three-fourths of whom shall be citizens of this state, and who shall be annually elected in the manner hereinafter described; *provided*, that Moses Wills, Thomas D. Armstrong, Charles Bispham, Daniel Lame, Geo. Black, Benjamin R. Stokes, Samuel N. Haines, John R. Slack, Israel Lippincott, Garret H. Polhemus, Job H. Gaskill, Austin R. Haines, Thomas C. Alcott, Benjamin F. Shreve, Joseph K. Hulme, Barclay White, Benajah B. Powell, Ezra Haines, Allen Fennimore, shall be the first directors of the corporation created by this act, and shall hold their offices until their successors are duly elected.

Proviso.

Names.

Election on second Tuesday in July, annually.

5. *And be it enacted*, That the first election for directors of the said corporation created by this act shall be held on the second Tuesday in July, in the year of our Lord one thousand eight hundred and sixty-two, and on the same day annually thereafter, at the banking house of said corporation, in Mount Holly, at such time of day as the board of directors shall appoint, of which election at least fourteen days' previous notice shall be given by the directors, in a newspaper printed at Mount Holly; for the well ordering of which election the board of directors shall previously thereto appoint three stockholders, not being directors, to be judges thereof, who shall conduct the election and determine upon the legality of votes, the eligibility of persons voted for, and who are elected; that the said elections shall be by ballot, and be made by such of the stockholders as shall attend for that purpose, either in person or by proxy, and each stockholder shall be entitled to one vote for each share of stock held in his, her or their names at the time of the election, and the persons who shall have the greatest number of votes shall be directors; and if it should so happen that two or more persons have an equal number of votes, then the directors of the preceding year, or a majority of them, shall proceed by ballot and plurality of votes to determine which of the persons so having an equal number of votes shall be the director or directors, so as to complete the whole number; and the directors so elected, as soon as may be thereafter, shall proceed to elect by ballot, and by a majority of votes, one of their number for president; and whenever any vacancy or vacancies shall happen among the directors by death, resignation, or otherwise, such vacancy or vacancies shall be filled for the remainder of the year by such person or persons as the other directors for the time be-

Mode.

Officers.

ing, or a majority of them, shall appoint; and if at any time it shall happen that an election of directors shall not take place on the day herein prescribed, the said corporation shall not for that reason be deemed dissolved, but an election may be had as soon as conveniently may be thereafter, upon like notice, and at the place and in the mode specified.

Stock deemed personal property.

6. *And be it enacted*, That the capital stock of said corporation shall be deemed personal property, and shall be transferable on the books of the corporation, in the manner prescribed by the by-laws of said corporation, but no transfer shall be valid and effectual until all debts due to the bank by the person transferring shall have been first settled or paid.

To issue notes.

7. *And be it enacted*, That the said corporation shall not issue bills or notes of a less denomination than one dollar, and the bills or notes which may be issued by said corporation, signed by the president, and countersigned by the cashier, and when so signed and issued, promising the payment of money to any person, or to his order, or to the bearer, shall be binding and obligatory on said corporation as if made by a natural person or persons, but that the bills or notes issued by said corporation shall not at any time exceed double the amount of its capital stock actually paid in; and if the president or cashier thereof shall knowingly or wilfully issue, or cause or suffer to be issued, bills or notes of said corporation exceeding double the amount of its capital stock actually paid in, such president or cashier shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by imprisonment of not less than one year nor more than five years, in the discretion of the court.

Restriction.

Penalty.

Cashier to give bonds.

8. *And be it enacted*, That there shall be a cashier of said bank appointed annually, liable, however, to be removed and another appointed in his stead, at the pleasure of the said board of directors, such appointment or removal only to be made by a majority of the directors; and every cashier, upon such appointment, and before he enters upon the duties of his office, shall be required to give bonds, with good and sufficient security, to be approved by the board of directors, in a sum not less than twenty thousand dollars, with conditions for the faithful performance of his duties as cashier of said bank.

Dividends.

9. *And be it enacted*, That it shall be the duty of the board of directors of the said corporation to make semi-annual dividends of so much of the profits of the business of said corporation as the said board shall deem advisable, but no dividend shall be made of any part of the capital stock.

New Jersey State Library

Discount not to exceed legal rate.

10. *And be it enacted*, That the rate of discount at which loans may be made by said corporation shall not exceed the legal rate of interest in this state for the time being; *provided*, that nothing herein contained shall be construed to prohibit the said company from dealing in bills of exchange and the purchase and sale thereof.

Not redeeming, to forfeit charter.

11. *And be it enacted*, That if at any time the said corporation shall neglect or refuse, on demand being made at their banking house during the regular hours of business, to redeem in lawful money any of the bills or notes issued by said corporation, and which may then be due and payable, the said corporation shall thereupon, under the pain of forfeiting its charter, wholly discontinue and cease from banking operations until such bills or notes shall be fully paid.

Application of assets if insolvent.

12. *And be it enacted*, That if the said corporation shall at any time hereafter become insolvent, the whole assets of the said corporation at the time of its becoming insolvent shall be first liable for its bills or notes then in circulation, and shall be first applied to the payment thereof; and in case of a distribution of the assets of said corporation among the creditors thereof, under the order or decree of the court of chancery, or other court, the holders of such bills or notes shall be equal in priority and shall have a preference over all the other creditors.

Three-fourths of the directors to be residents of this State.

13. *And be it enacted*, That three-fourths of the directors of said corporation shall be residents of this state, and all of them shall be jointly and severally liable for the payment of all the bills or notes of said corporation which may be in circulation at the time of its becoming insolvent, and may be jointly or severally prosecuted at law or in equity by any receiver or receivers that shall or may be appointed, for the payment of any such bills or notes, as if the same were their joint and several bills or notes executed by them in their individual capacity; and it shall not be lawful for any director of said corporation to resign his office to avoid such liability; and if any director shall so attempt to resign his office, he shall be and continue liable the same as if no such resignation had been attempted; and such liability of directors shall continue after they cease to be directors, either by resignation or otherwise, if said corporation was insolvent when they ceased to be directors; and it shall not be lawful for any director to assign or transfer his stock or other property to avoid such liability.

Liabilities.

and if in case of payment of any such bills or notes by any of said directors, the other directors who may be lia-

shares subscribed for shall exceed the number of shares authorized by this act, that the said commissioners shall apportion the said stock among such subscribers in proportion to the amount or number of shares by them subscribed for as aforesaid; *provided also*, that no subscription for less than four shares of said stock shall be reduced by such apportionment; *provided also*, that the stockholders shall, upon request, have the right to pay the stock subscribed, except the first installment, by work upon said road, they doing the work as cheaply as it otherwise can be done, under such regulations, at such time, and upon such notice by either party as the directors may determine. Proviso.

4. *And be it enacted*, That if the number of shares hereinbefore made necessary for the incorporation of the said company be not subscribed for within three years from the time of opening said books, this act and all the subscription under it shall be null and void; and the said commissioners, after deducting thereout the expenses incurred, shall return the residue of the money paid in to the respective subscribers, or their representatives, in proportion to the sums paid in by them. Limitation.

5. *And be it enacted*, That when four hundred shares of said stock shall be subscribed for, the said commissioners shall call a meeting of the stockholders, giving at least twenty days' notice of the time and place of said meeting, as hereinbefore directed with regard to the opening of said books, at which meeting the subscription books shall be laid before the stockholders, who shall thereupon proceed to elect by ballot seven directors, a majority of whom shall be citizens of this state, to manage the affairs of said company for one year, of which election the said commissioners, or a majority of them, shall be judges; and at the expiration of that term, and annually thereafter, upon like notice to be given by the directors for the time being, the said stockholders shall elect by ballot the same number of directors, a majority of whom shall be citizens of this state as aforesaid; and at every such election, and in all other cases in which the stockholders shall be entitled to vote, a vote may be given for each share of the holder or holders thereof either in person or by proxy. Directors chosen by ballot.

6. *And be it enacted*, That within twenty days after the annual election as aforesaid, the said directors shall elect from among their number a president of their said company, who shall hold his office for one year and until another shall be elected, and receive such compensation as a majority of the directors Organization of Board.

shall direct, and shall be the presiding officer of all meetings of said directors, and shall have the casting vote when they shall be equally divided; he shall have charge of the seal of the company, and shall appoint the judge or judges of all elections of the stockholders, or in case of his death, absence or inability so to do, the said directors shall appoint some other suitable person, who, for the time being, shall possess the same powers and authority and perform all the duties herein prescribed.

Powers of Board.

7. *And be it enacted*, That the said directors, or a majority of them, may supply any vacancy in the interval between the annual elections, by death, resignation, removal, or refusal to act of any president or director, and may appoint a treasurer and all officers, agents, superintendents, and other servants that may be required to transact the business of the company, with such compensation as they may determine upon, and may exact from them such security for the due performance of their respective trusts as they may think expedient; they shall regulate the tolls and have the superintendence and direction of all receipts and disbursements, and all other affairs of the company, and may make and enforce such ordinances and by-laws as they may think expedient for regulating the transfer of stock and for the general government of the company and management of its affairs; *provided*, the same are not unlawful or unconstitutional.

By-Laws,

Proviso.

Statement of affairs.

8. *And be it enacted*, That at the annual meeting of the stockholders it shall be the duty of the president and directors of the preceding year to exhibit to the stockholders a full and complete statement of the affairs of the company during said term.

Special meetings.

9. *And be it enacted*, That special meetings of the stockholders may be called by order of said president or by the stockholders owning one-fourth of the whole stock of the company, by giving notice of the time and the place of holding the same as hereinbefore directed with regard to the annual meetings, which said notice shall specify the particular object of the meeting, but that no business of the company shall be transacted at such special meeting unless a majority in value of the stockholders attend and concur therein, who may require the books, accounts, and all other papers and proceedings of the company to be exhibited to them by the president and directors.

Failure to elect not to forfeit charter.

10. *And be it enacted*, That if from any cause any election hereinbefore named shall not be held at the time specified by

this act, the same may be made at any other time as aforesaid, and that until such election be had the officers of the preceding year shall continue to hold their respective offices until others be elected in their stead; and that this charter shall not be defeated or avoided by reason of the irregularity or want of such election.

May lay out and make road.

11. *And be it enacted*, That it shall and may be lawful for the said company to construct and make a turnpike road, either three or four rods wide, from Manalapanville, in the county of Monmouth, to Robertsville, in said county; which said turnpike road may be constructed on and along the public highway leading from Manalapanville to the old church, and from thence to Robertsville, either taking the public highway or running a straight line, and the width of said turnpike road shall be governed by the public road upon which it may be made; *provided*, that before the said company shall construct the said turnpike road aforesaid, they shall pay to the respective owners of the lands over which said turnpike is constructed, all damages which the said owners will sustain by reason of the construction of the said turnpike road; and in case said company and any of the owners cannot agree upon the amount of the said damages, the said damages shall be ascertained and determined as nearly as may be in the manner hereinafter provided for, for ascertaining and determining the damage which any land owner or owners shall sustain by the taking of stone, gravel or other materials from his or her lands for the constructing or maintaining of said turnpike road; *provided, also*, that the said company shall have power to take only the right of way over the lands whereon the said road is to be constructed, paying damages which the owners will sustain thereby; and the commissioners hereafter named, if appointed, shall have power to assess damages for the right of way only.

Proviso.

Damages.

Proviso.

Grade and description of road.

12. *And be it enacted*, That the said turnpike road shall be constructed at least thirty-two feet in breadth along the middle, as near as may be, of the said highway, and shall be sufficiently arched and drained to make and keep the same dry, and at least sixteen feet six inches thereof shall be sufficiently bedded and faced with stone or gravel to make a solid, firm and even road at all seasons of the year, and it shall be so graded that in its progress no part of said road shall raise above an angle of six degrees with the plane of the horizon; and the said company shall make good and sufficient bridges along the line of said road, not less than eighteen feet in

Bridges.

breadth; whenever the said road, in passing over low ground, shall be raised so much at the margin or side as to render carriages passing thereon liable to overset, the said company shall cause good and sufficient railing to be erected and maintained on the sides, so as to prevent horses and carriages from running off.

May enter on lands.

13. *And be it enacted*, That it shall be lawful for said company, their officers, superintendents, engineers and workmen, with carts, wagons and other carriages, and with beasts of burthen and draught, and all necessary materials, tools and implements, to enter upon all lands contiguous or near to the route of the said road, doing as little damage thereto as possible, repairing any breach they may make in the enclosure thereof, and to make all ditches and underdrains across and through such lands necessary for properly draining said road,

On failure to agree with owners.

and that when the said company or its agents cannot agree with the owner or owners of such required land or materials for the use or purchase thereof, or when by reason of the legal incapacity or absence of such owner or owners no such agreement can be made, a particular description of the land or materials so required for the use of the said company in the construction of the said road shall be given in writing, under the oath or affirmation of some engineer or proper agent of the company, and also the name or names of the occupant or occupants, if there be any, and of the owner or owners, if known, and their residence, if the same can be ascertained, to one of the justices of the supreme court of this state, or to one of the judges of the court of common pleas of the county of Monmouth, who shall cause said company to give notice thereof to the person interested, if known and in this state, and if unknown and out of the state to make publication thereof as he shall direct, for any term not less than twenty days, and to assign a particular time and place for the appointment of commissioners hereafter named; at which time, upon satisfactory evidence to him of the service or publication of such notice aforesaid, he shall appoint under his hand and seal three disinterested, impartial and judicious freeholders,

Commissioners to be appointed.

commissioners to examine and appraise the said land or materials, and to assess the damage, upon notice to be given to the persons interested as shall be directed by the justice or judge making such appointment, to be expressed therein, not less than twenty days; and it shall be the duty of said commissioners, having first taken and subscribed an oath or affirmation before some person duly authorized to administer an

oath or affirmation, faithfully to examine the matter in question and make a true report according to the best of their skill and understanding, to meet at the time and place appointed and proceed to view and examine the said lands or materials, and make a just and equitable estimate or appraisement of the value of the same, and assessment of damages to be paid by said company for such land or materials and damages aforesaid, and to make a report thereof under the hands and seals of the said commissioners, or any two of them, and file the same within ten days thereafter, together with the aforesaid description of the land or materials, and the appointment and oaths or affirmations aforesaid, in the clerk's office of the county of Monmouth, to remain on record therein, and shall be recorded by the said clerk; which report, or a copy thereof, certified by the clerk of said county, shall at all times be considered as plenary evidence of the right of the said company to have, hold, use, occupy, possess and enjoy the land or material after payment of the value and damages so assessed, and of the right of the said owner or owners to recover the amount of said valuation, with interest and cost, in an action in any court of competent jurisdiction, in a suit to be instituted against the company, if they shall neglect or refuse to pay the same for twenty days after demand of their treasurer, and shall constitute a lien upon the property of the company, in the nature of a mortgage; and the said justice shall tax and allow such cost, fees and expenses to the justice, commissioners, clerks and other persons performing any of the duties prescribed in this section, as he shall think equitable and right, which shall in all cases be paid by the company.

To appraise value of lands and make report in writing

Valuation to be a lien on road.

14. *And be it enacted*, That as soon as the said company shall have constructed said road in a workmanlike manner, according to the several instructions in the twelfth section, and the true intent and meaning of this act, it shall and may be lawful for the said company to erect gates or turnpikes across the said road, not exceeding four in number, and to demand and receive toll for traveling each mile, and all fractions over a half a mile of the said road, not exceeding the following rates, to wit:

Tolls.

For every carriage, sleigh or sled drawn by one beast, one cent;
For every additional beast, one cent;
For every horse and rider, or led horse or mule, five mills;
For every dozen of calves, sheep or hogs, one cent;
For every dozen of horses, mules or cattle, four cents;

And it shall and may be lawful for the toll-gatherers to stop persons riding, leading or driving any horses, mules or calves, sheep or hogs, or carriages of burthen or pleasure, from passing through the said gates or turnpikes until they shall have paid the toll as above specified; that nothing in this act shall be so construed so as to entitle the said company to demand or receive toll of or from any person passing to or from public worship on the Sabbath day, or passing to or from a funeral, or any person passing to or from his common business on his farm, or any militiaman passing to or from training on a muster day appointed by law, or any other military officer or soldier passing or repassing when called to do duty by the laws of this state or of the United States.

Exceptions.

Mile posts and rates of toll.

15. *And be it enacted*, That before the said company shall receive toll for traveling said road, they shall cause mile stones or posts to be erected and maintained, one for each and every mile on the said road, and on each stone or post shall be fairly and legibly marked the distance the stone or post is from Robertsville; and shall cause to be fixed and always to be kept up at the gates or turnpikes aforesaid, in a conspicuous place, a printed list of the rates of toll which may be lawfully demanded, and also a board, on which shall be painted in large letters, "keep to the right, as the law directs."

Damages for willful injury.

16. *And be it enacted*, That if any person wilfully breaks down or throws down or defaces any of the mile stones or posts so erected on the said road, or wilfully tear down and deface any of the printed rates of toll or directions, or shall cut, break down or destroy, or otherwise injure any gates, turnpikes or bridges that shall be erected pursuant to this act, or shall forcibly pass the gate or gates without having paid the legal toll at such gates or turnpikes, such persons shall forfeit and pay the sum of twenty dollars, besides being subject to any action for damages for the same, to be recovered by the said company by action of debt or other proper action, in any court of competent jurisdiction, with cost of suit; and if any person, with his or her carriage, team or horse, turn off the said road to pass a gate or gates, again enter on the said road, with the intent to avoid the toll due by virtue of this act, such person or persons shall forfeit and pay five dollars, to be recovered by said company for the use thereof, in an action of debt, with costs of suit.

Penalties.

17. *And be it enacted*, That if any toll-gatherer shall unnecessarily delay or hinder any traveler passing at any gate or gates, or shall receive more toll than is by this act estab-

lished, he shall for every such offence forfeit and pay the sum of twenty dollars, with costs of suit, to be prosecuted by and recovered for the sole use of the person so unreasonably hindered or defrauded.

Travellers shall keep to the right.

18. *And be it enacted*, That all the drivers of the carriages, sleighs or sleds of every kind and description, whether of burthen or pleasure, or persons on horseback using the said road, shall keep their horses, carriages, sleighs or sleds on the right hand of said road, in the passing direction, leaving the other side of the road free and clear for carriages or persons on horseback; and if any person shall offend against this provision, such person shall forfeit and pay the sum of ten dollars to any person who shall be obstructed in his or her passage and will sue for the same, and shall also be subject to an action for damages for every such offence, to be recovered with costs of suit.

Road to be kept in repair, or gates to be kept open.

19. *And be it enacted*, That if the said company shall not keep the said road and bridges in repair, and complaint thereof shall be made to any justice of the peace of the said county of Monmouth, who may be disinterested, the said justice shall immediately appoint by writing it under his hand and seal, three of the town committee of the township wherein the cause of the complaint arose, or if it be on the line of any two townships, of either of said townships, which three persons being disinterested in said road, or a majority of them, on notice being given to the keeper of the nearest gate or turnpike, shall meet at such time and place as the said justice may appoint, and having taken an oath or affirmation to act impartially, shall proceed to view and examine the said road so complained of, and to report to the said justice in writing under their hands and seals, or under the hands and seals of any two of them, whether it be in such state as the law requires it to be kept; and if the report be unfavorable to the said road, the said justice shall immediately, in writing, under his hand and seal, order the keeper of the said gate or turnpike to keep the same open until otherwise ordered; and if the said keeper shall, notwithstanding the order of the said justice to open the said gate or turnpike, exact toll of travelers, he shall for each offence forfeit and pay twenty dollars, to be sued for by any person who will prosecute for the same, in an action of debt, with cost of suit; and the justice shall be allowed for his services fifty cents, and the persons appointed one dollar each, to be paid by the company; and it shall be the duty of the persons so appointed, or a majority of them, on applica-

Penalty.

tion of said company, again to view the said road, and report as aforesaid their opinion to the said justice, who shall, if authorized by the report of said persons, or any two of them, by license under his hand and seal directed to the toll-gatherer, permit the gates or turnpike to be shut and the toll to be collected as before, and the said fees shall be allowed and paid as before directed; but if on the first view, as before mentioned, the report of the persons appointed shall be in favor of the company, the same fees shall be allowed as before prescribed, by the persons making the complaint; and in case the township committee aforesaid are not disinterested, then the said justice shall appoint, in the same manner as above prescribed, one or more respectable freeholders in the township or townships, who may be disinterested, to serve in the place and stead of any member or members of the township committee so disqualified.

When gates to be shut.

Limitation.

20. *And be it enacted*, That if the said road is not commenced within three and completed within five years from the passage of this act, then and in that case this act shall be void.

When gate to be erected.

21. *And be it enacted*, That when the said company shall have completed two consecutive miles of said road, according to the directions and true intent and meaning of this act, it shall be lawful for the said company to erect a toll-gate across the said road, and demand and receive toll for traveling thereon agreeable to the foregoing rates.

22. *And be it enacted*, That this act shall take effect immediately.

Approved February 28, 1862.

CHAPTER LV.

AN ACT to incorporate the Passaic County Agricultural Society.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Cornelius Van Winkle, Garret A. Hopper, James B. Dean, John N. Terhune, Garrabrant V. H. Ryerson, Albert A. Hopper, Daniel McGrogan, John D. Hogan, William S. Hogincamp, Joseph N. Taylor, Simon P. Van Winkle, and their associates and successors, shall be and they are hereby constituted a body politic and corporate by the name of "The Passaic County Agricultural Society." Corporators. Name.

2. *And be it enacted*, That the said society shall from time to time have power and authority to make, alter, ordain and establish such constitution, by-laws and regulations as they or a majority of them shall deem proper for the designation of the officers of said society, and the election of the same, for prescribing their respective functions and the mode of discharging the same, and generally for the transacting, managing and directing the affairs of the said society; *provided*, that such constitution, by-laws and regulations shall not be repugnant to the constitution and laws of this state or of the United States. Powers, Proviso.

3. *And be it enacted*, That the said corporation may acquire, lease or purchase, and use, hold, possess and enjoy such real and personal estate as they shall deem necessary for the well being, and to promote the interests and objects of said society, and the same or any part thereof to sell, mortgage, lease, or otherwise dispose of at pleasure; *provided*, that the real and personal estate so held by the said society at any one time shall not exceed in cost and value the sum of ten thousand dollars. May hold real estate. Proviso.

4. *And be it enacted*, That all land and other property which may hereafter be owned or held by lease or otherwise by said society, and used for the purpose of promoting its objects, shall be exempt from and shall not be liable to have any taxes assessed or levied upon the same for any purpose or purposes whatsoever, while the same are owned or held by said society as aforesaid. Land not taxed.

Object.

5. *And be it enacted*, That the principal object of said society shall be to improve the condition and breed of stock, and also to improve and encourage the agricultural, horticultural, and the mechanical and manufacturing arts of the state.

6. *And be it enacted*, That this act shall take effect immediately.

Approved February 28, 1862.

CHAPTER LVI.

AN ACT to incorporate the Holmdel and Middletown Point Turnpike Company.

Commissioners.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the subscription books of the capital stock of the Holmdel and Middletown Point Turnpike Company shall be opened by Alfred B. Dayton, George G. Smock, William S. Horner, Thomas I. Bedle, Daniel C. Smock, Daniel S. Stillwill and John W. Suydam, or a majority of them, who are hereby appointed to receive subscriptions to said stock, at such times and places as they or a majority of them may direct, giving notice thereof at least twenty days prior to the opening of said books, by publishing the same in at least one of the newspapers published in the county of Monmouth.

Capital stock.

2. *And be it enacted*, That the capital stock of said company shall be ten thousand dollars, with the privilege of increasing it to fifteen thousand dollars, and shall be divided into shares of twenty-five dollars each, and that when two hundred or more shares shall be subscribed for and taken,

the persons holding the same shall be and they are hereby incorporated into a company by the name and style of "The Holmdel and Middletown Point Turnpike Company," and by that name and style shall have, enjoy and exercise all the rights, powers and privileges appertaining to corporate bodies, and necessary to carry the objects of this act into effect. Name.

3. *And be it enacted*, That at the time of subscribing for said stock, two dollars shall be paid upon each share subscribed for to the said commissioners, or any of them, which money shall be paid over to the treasurer of the company as soon as one shall be appointed, and the residue of said subscription shall be paid in installments, at such times and places and to such persons as the president and directors of the company shall from time to time direct, and give public notice thereof in manner aforesaid; and upon failure of the payment thereof, as so directed, the president and directors shall have power to forfeit the shares of each and every person so failing to pay the said installments, or any of them, to and for the use of said company. Subscriptions, when to be paid.

4. *And be it enacted*, That if the number of shares hereinbefore made necessary for the incorporation of said company be not subscribed for within three years from the time of opening the said subscription book, this act and all the subscriptions under it shall be null and void, and the said commissioners, after deducting thereout the expenses incurred, shall return the residue to the respective subscribers or their representatives, in proportion to the sums paid in by them. Limitation.

5. *And be it enacted*, That when two hundred shares of said stock shall be subscribed for, the said commissioners shall call a meeting of the stockholders, giving at least twenty days' notice of the time and place of said meeting, as hereinbefore directed with regard to the opening of said books, at which meeting the subscription books shall be laid before the stockholders, who shall thereupon proceed to elect by ballot five directors, a majority of whom shall be citizens of this state, to manage the affairs of said company for one year, of which election the said commissioners, or a majority of them, shall be judges; and at the expiration of that term, and annually thereafter, upon like notice being given by the directors for the time being, the said stockholders shall elect by ballot the same number of directors, a majority of whom shall be citizens of this state, as aforesaid; and at every such election, and in all other cases in which the stockholders Organization. Five directors.

shall be entitled to vote, a vote may be given for each share by the holder or holders thereof, either in person or by proxy.

President. 6. *And be it enacted*, That within twenty days after the election aforesaid, the directors shall elect from their number a president of the said company, who shall hold his office for one year and until another shall be elected, and shall be the presiding officer at all meetings of said directors, and shall have a casting vote when they shall be equally divided; he shall have charge of the seal of the company, and he shall appoint the judge or judges of all elections of stockholders; or, in case of his death, or absence, or inability so to do, the said directors shall appoint some other suitable person, who, for the time being, shall possess the same power and authority and perform all the duties herein prescribed.

Powers of board. 7. *And be it enacted*, That the said directors, or a majority of them, may supply any vacancy occurring in the interval between the annual elections, by death, resignation, removal or refusal to act of any president or director, and may appoint a treasurer, and all officers, agents, superintendents, and other servants that may be required to transact the business of the company, with such compensation as they may determine upon, and may exact from them such security for the due performance of their respective duties or trusts as they may think expedient; they shall regulate the tolls and have the superintendence and direction of all receipts and disbursements, and all other affairs of the company, and may make and enforce such ordinances and by-laws as they may think expedient to regulate the transfer of stock, and the general government of the company and management of its affairs; *provided*, the same are not repugnant to the constitution and laws of this state or the United States.

Proviso.

Statement of affairs. 8. *And be it enacted*, That at the annual meeting of the stockholders it shall be the duty of the president and directors of the preceding year to exhibit to the stockholders a complete statement of the affairs of the company during the said term.

Special meetings called. 9. *And be it enacted*, That special meetings of the stockholders may be called by order of the president and directors, or by the stockholders owning one-fourth of the stock of the company, by giving notice of the time and the place of holding the same, as hereinbefore directed with regard to the annual meeting, which said notice shall specify the particular object of the meeting, but that no business of the company shall be transacted at such special meeting unless a majority

in value of the stockholders attend and concur therein, who may require the books, accounts, and all other papers of the proceedings of the company, to be exhibited to them by the president and directors.

Failure to elect not to avoid charter.

10. *And be it enacted*, That if from any cause an election hereinbefore named shall not be had at the time specified in this act, the same may be held at any other time, on notice as aforesaid; and that until such election be had, the officers of the preceding year shall continue to hold their respective offices until others are elected in their stead, and that this charter shall not be defeated nor avoided by reason of irregularity or want of such election.

To lay out and construct road

11. *And be it enacted*, That it shall and may be lawful for the said company to construct and make a turnpike road from the public road running in front of the farm house, lately Holmes Conover's, deceased, to Middletown Point, in the county of Monmouth, beginning at the public road aforesaid, thence, by the most convenient and direct route, to Middletown Point, which said turnpike road shall not exceed fifty feet in width, and sixteen feet of the same shall be sufficiently bedded and faced with stone, gravel, or other material, to make a solid, firm and even road at all seasons of the year; and the said sixteen feet shall be so graded that in its progress no part of it shall rise above an angle of five degrees with the plane of the horizon; and the said company shall construct, keep in repair, maintain and make good and sufficient bridges along the line of said road, not less than sixteen feet in width; and whenever said road shall be raised so much at the margin or side as to render carriages passing thereon liable to overset, the said company shall cause good and sufficient railings to be erected and maintained at the sides so as to prevent horses and carriages from running off; *provided*, that before the said company shall construct the said turnpike road as aforesaid, they shall pay to the respective owners of the land over which the same may pass, all damages which the said owners shall sustain by reason of the construction of the said turnpike road; and in case said owners and said company cannot agree upon the amount of said damage, then the damage shall be ascertained and determined, as nearly as may be, in the manner hereinafter provided for ascertaining and determining the damages which any land owner or owners may sustain by the taking of stone or gravel, sand or clay from his lands for the construction or maintaining of said turnpike road.

Width and grade.

Bridges.

Proviso.

May enter on lands.

12. *And be it enacted*, That it shall be lawful for the said company, their officers, superintendents, engineers and workmen, with carts and wagons and other carriages, and with beasts of burden and draught, and all necessary materials and tools, to enter upon all lands contiguous or near to the route of said road, doing as little damage thereto as possible, repairing any breach they might make in the enclosures thereof, and to make all ditches and underdrains across and through such lands necessary for properly draining said road; and

Purchase of materials.

that when the said company or its agents cannot agree with the owner or owners of said lands or materials for the purchase thereof, or when by reason of the legal incapacity or absence of such owner or owners no such agreement can be made, a particular description of the lands or materials so required for the use of the said company in the construction of the said road shall be given in writing, under the oath or affirmation of some engineer or proper agent of the company, and also the name or names of the occupants, if any there be, and of the owner or owners, and their residence, if the same can be ascertained, to one of the judges of the court of common pleas of the county of Monmouth, who shall cause the said company to give notice thereof to the persons interested, if known or in this state, or if unknown or out of this state to make publication thereof as he shall direct, for any term not less than twenty days, and to assign a particular time and place for the appointment of the commissioners hereinafter named, at which time, upon satisfactory evidence to him of the service or publication of such notice aforesaid, he shall appoint under his hand and seal three disinterested,

On failure to agree, commissioners to be appointed, view premises and assess damoges.

impartial and judicious freeholders commissioners to examine and appraise the said land and materials, and to assess the damages, upon such notice to the persons interested as shall be directed by the judge making such appointment, to be expressed therein, not less than twenty days; and it shall be the duty of said commissioners, having first taken and subscribed an oath or affirmation before some person duly authorized to administer an oath or affirmation, faithfully and impartially to examine the matter in question, and to make a true report according to the best of their skill and understanding, to meet at the place and time appointed and to view and examine the said lands and materials and make a just and equitable appraisement of the value of the same and assessment of damages to be paid by the said company for such lands or materials and damages aforesaid, and to make report

thereof under the hands and seals of the said commissioners, or any two of them, and file the same within ten days thereafter, with the aforesaid description of the lands or materials and the appointments and oaths or affirmations aforesaid, in the clerk's office of the county of Monmouth, to remain on record therein, and shall be recorded by the said clerk; which report, or a copy of it certified by the clerk of said county, shall at all times be considered as plenary evidence of the right of said company to have, hold, use, occupy, possess and enjoy the said lands or materials, after payment of the value and damages so assessed, and of the right of said owner or owners to recover the amount of said valuation, with interest and cost, in an action in any court of competent jurisdiction in a suit to be instituted against the company, if they shall neglect or refuse to pay the same for twenty days after demand being made of their treasurer, and shall constitute a lien upon the property of the company in the nature of a mortgage; and the said judge shall tax and allow such costs, fees and expenses to the judge, clerk, commissioners and other persons performing any of the duties prescribed in this section, as he shall think equitable and right, which shall in all cases be paid by the company. Report to be made.

13. *And be it enacted*, That as soon as the said company shall have constructed, in a workmanlike manner, the said road according to the several directions in the eleventh section and the true intent and meaning of this act, it shall and may be lawful for the said company to erect gates or turnpikes across the said road, and to demand and receive toll for traveling each mile and all fractions over half a mile of said road, not exceeding the following rates, to wit: May erect gates.

For every carriage, sleigh or sled drawn by one beast, three-quarters of one cent; Tolls.
For every additional beast, three-quarters of one cent;
For every horse and rider, or led horse or mule, five mills;
For every dozen of calves, sheep or hogs, five mills;
For every dozen of horses, mules or cattle, two cents;

And it shall and may be lawful for the toll gatherers to stop persons riding, leading or driving any horses, cattle, mules, calves, sheep or hogs, or carriages of burden or pleasure, from passing through the said gates or turnpikes until they shall have paid the toll as above specified.

14. *And be it enacted*, That before the said company shall receive toll for traveling said road, they shall cause mile stones or posts to be erected and maintained, one for each Milestones & rates of toll.

and every mile in use on said road, and on each post or stone shall be fairly and legibly marked the distance the said stone or post is from Middletown Point; and shall cause to be fixed and always kept up at the gates or turnpikes aforesaid, in some conspicuous place, a printed list of the rates of toll which may be lawfully demanded, and also a board on which shall be painted in large letters, "Keep to the right as the law directs."

Penalty for injury to property.

15. *And be it enacted*, That if any person shall wilfully break, throw down or deface any of the mile stones or posts so erected on the said road, or wilfully tear down or deface any of the rates of toll or directions, or shall cut, break down or destroy, or otherwise injure any gates, turnpikes or bridges that shall be erected pursuant to this act, or shall forcibly pass the same without paying the legal toll at such gates or turnpikes, such person shall forfeit and pay the sum of twenty dollars, besides being subject to an action for damages for the same, to be recovered by the said company by action of debt or other proper action, in any court of competent jurisdiction, with costs of suit; and if any person with his or her carriage, team or horse, turn out of the said road to pass a gate or gates, on private grounds adjacent thereto, and enter again on said road, with intent to avoid the toll due by virtue of this act, such person or persons shall forfeit and pay three times as much as the legal toll would be for passing through said gate, to be recovered by the said company, for the use thereof, in an action of debt, with costs of suit.

Not to delay travellers.

16. *And be it enacted*, That if any toll gatherers shall unnecessarily delay or hinder any traveler passing at any of the gates or turnpikes, or shall demand and receive more toll than is by this act established, he shall for every such offence forfeit and pay the sum of twenty dollars, with costs of suit, to be prosecuted by and recovered for the sole use of the person so unreasonably hindered or defrauded.

Travellers to keep to the right.

17. *And be it enacted*, That all the drivers of carriages, sleighs or sleds, of every kind or description, whether of burden or pleasure, or persons on horseback, using the said road, shall keep their horses, carriages, sleighs or sleds on the right hand of said road in the passing direction, leaving the other side of the said road free and clear for other carriages, sleighs, or persons on horseback to pass; and if any person shall offend against this provision, such person shall forfeit and pay the sum of ten dollars to any person who shall be obstructed in his or her passage, and will sue for the same, and shall

also be subject to an action for damages for every such offence, to be recovered with costs of suit.

Proceedings if road out of repair.

18. *And be it enacted*, That if the said company shall not keep the said road and bridges in repair, and complaint thereof shall be made to any judge of the court of common pleas of the county of Monmouth, he shall immediately appoint, by writing, three disinterested freeholders of said county, who shall view said road and report in writing under their hands and seals, or under the hands and seals of two of them, whether the said road so complained of be in such a state as the law requires it to be kept; and if the report be unfavorable to the said road, the said judge shall immediately, under his hand and seal, order the keeper of the gates or turnpikes to keep the same open until otherwise ordered; and if the said keeper shall, notwithstanding the order of the said judge, refuse to open the said gate or turnpike, and exact toll of travelers, he shall for each offence forfeit and pay the sum of twenty dollars, to be sued for by any person who will prosecute for the same, in an action of debt, with costs of suit; and the judge shall be allowed for his services fifty cents, and the persons appointed one dollar each, to be paid by the company; and it shall be the duty of the persons appointed, or a majority of them, on application of the said company, again to view the said road or bridge and report as aforesaid to the said judge, who shall, if authorized by the report of the said persons, or any two of them, by license under his hand and seal, directed to the toll gatherer, permit the gates or turnpikes to be shut, and the toll to be collected as before, and the said fees shall be allowed and paid as before directed; but if on the first view, as before mentioned, the report of the persons appointed, or a majority of them, shall be in favor of the company, the same fees shall be allowed as before prescribed, and paid by the person or persons making the complaint.

Fees thereon.

When gate to be erected.

19. *And be it enacted*, That whenever the said company shall have completed any two consecutive miles of the said road, according to directions and true intent and meaning of this act, it shall be lawful for the said company to erect a toll gate across said road, and demand and receive toll for traveling thereon, agreeably to the foregoing rules.

Public roads.

20. *And be it enacted*, That the said corporation may use any portion of the public roads on the route above named, by and with the consent of a majority of all the landholders adjoining the public road, or parts thereof, so taken on the

route of said road; and if the consent of the said majority is refused, then and in that case such road or roads shall be first vacated according to law.

Limitation.

21. *And be it enacted*, That if the said road be not commenced within three years, and completed within six years from the passage of this act, that then and in that case this act shall be void.

22. *And be it enacted*, That this act shall go into effect immediately.

Approved February 28, 1862.

CHAPTER LVII.

AN ACT to authorize the inhabitants of the township of Raritan, in the county of Monmouth, to vote by ballot at town meetings.

May vote by ballot.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the inhabitants of the township of Raritan, in the county of Monmouth, authorized by law to vote at town meetings, are hereby authorized and required to elect by ballot, and not otherwise, at their annual town meetings, the following officers, until otherwise required by law,

What officers to elect.

whose qualifications shall be the same as are now or may hereafter be fixed by law, that is, a township clerk, a judge of election, an assessor, a collector, one chosen freeholder, two surveyors of the highway, three commissioners of appeal, one overseer of the poor, as many overseers of the highway as

there are road districts, a town committee consisting of three persons, a superintendent of common schools, as many justices of the peace as the township may be constitutionally entitled to elect, one constable, two pound-keepers; and shall also, upon the same ballot, vote for the amount of money to be raised for the support of the poor, for school purposes, for the repairing of roads, for township purposes, and for the place of holding the next annual town meeting and the election of state and county officers.

Judge and clerk of election.

2. *And be it enacted*, That the judge of election elected at the last or any future town meeting, shall preside at and conduct the election at the next annual town meeting, and the clerk of the township shall be the clerk thereof; and the officers of said election shall be eligible to any office at said election except that of justice of the peace.

When poll to open and close

3. *And be it enacted*, That the election shall open at eight o'clock in the morning and close at four o'clock in the afternoon of the same day, but said board may adjourn the proceeding in such election from twelve o'clock noon until one o'clock in the afternoon, or for any shorter time between those hours as they shall see fit, and shall be conducted in the same manner, and be subject to the same rules as elections for state and county officers are or shall be, and the same duties shall devolve upon the judge of election and the clerk as are to be performed by the board of election and clerk in other elections, they shall take the same oath or affirmation, as far as applicable, be invested with the same powers, and be liable to the same penalties; the same qualifications for voters shall be required, and the results ascertained in the same manner and stated according to law.

On failure to elect, town committee to supply.

4. *And be it enacted*, That a plurality of votes shall be sufficient to elect any officers or to fix the place of holding the town meetings or the state and county elections, but a majority of the whole number shall be required to determine an amount of money to be raised or specified; and in case there shall be a neglect or failure to elect any officer by the town meeting, or to fix the place of holding the next town meeting or state and county elections, or in case of refusal of any person elected to accept the appointment, or a vacancy from any other cause, or in case two or more persons have an equal number of votes for the same office, or in case a majority shall not vote for the same sum or amount, the town committee shall at their next meeting thereafter fill such vacancy, unless they shall deem a special town meeting for that pur-

pose advisable, determine upon such place, elect between those having an equal number of votes, and determine the amount or sum to be raised or specified.

Minutes to be kept.

5. *And be it enacted*, That the clerk of the township shall be the clerk of the town committee, and shall keep a book of minutes of the proceedings of said committee, which shall at all times be open to the inspection of the voters of the township; and when the town committee shall fill a vacancy, or elect in case of a tie between candidates, they shall immediately notify the person so appointed or chosen, and transmit a statement thereof to the clerk of said county.

Report of overseer of the poor.

6. *And be it enacted*, That the overseer of the poor shall, at least ten days before the town meeting, prepare and lay before the town committee his annual report, now required by law to be made to the town meeting, and the town committee shall prepare their annual report, and before the town meeting shall cause the same, together with the report of the overseer of the poor, to be published in the newspaper printed and circulating in the said township; and in case no newspaper be published in said township, then the town committee shall, at least five days before the town committee meeting, have copies of their annual report, and of the reports of the overseer of the poor, posted up in three of the most public places in the township.

Directions.

7. *And be it enacted*, That the reports of the town committee and the overseer of the poor shall be filed and preserved by the town committee; in posting up the list of officers elected, as required by law, the clerk shall add thereto the results of the election in other particulars: the first election under the act shall be held at the place appointed at the last town meeting, unless otherwise changed, and all special town meetings at the place of holding the last preceding annual town meeting, the same ballot box shall be used at the town meetings, and provided by the clerk, which is used at the state and county elections, the judge of election and clerk shall receive the same compensation for attending any town meeting as for attending a state or county election, and the town committee shall allow the clerk such compensation for additional duties required by this act as they may deem reasonable.

8. *And be it enacted*, That this act shall take effect immediately.

Approved February 28, 1862.

CHAPTER LVIII.

A supplement to the act entitled "An act to authorize the inhabitants of the township of Pompton, in the county of Passaic, to vote by ballot at their annual town meeting," approved March seventh, eighteen hundred and fifty.

What ballots to contain.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the inhabitants of the township of Pompton shall, on the same ballot with township officers now authorized to be elected by ballot in the said township, vote for the amount of money to be raised for the support of the poor, for school purposes, for the repair of roads, for the place of holding the next annual town meeting and election of state and county officers.

Officers of town meeting.

2. *And be it enacted*, That the judge of election elected at the last or any future town meeting shall preside at and conduct the election at the next annual town meeting, and the clerk of the township shall be the clerk thereof; and the officers of said election shall be eligible to any office at said election except that of the justice of the peace.

Election of Overseer.

3. *And be it enacted*, That the overseers of the highways shall be elected by the voters of the several road districts as they may be arranged from time to time by the town committee, and immediately after reading the report by the town committee, the different districts shall be called together by one of the town committee, when the voters of each district shall appoint their moderator, and then proceed to elect an overseer, who shall be a voter and resident of said district, by holding up hands or count, and after said election by plurality of votes the moderator of each district shall notify the town clerk in writing, of the election of such overseer; in case of failure of any district to elect an overseer, then the town committee shall fill such vacancy, as in other cases.

Repealer.

4. *And be it enacted*, That so much of the act to which this is a supplement as conflicts with this act is hereby repealed.

5. *And be it enacted*, That this act shall take effect immediately.

Approved March 3, 1862.

CHAPTER LIX.

AN ACT to reduce the capital stock of the Bank of New Jersey.

Preamble. WHEREAS the Bank of New Jersey was organized with a capital stock of three hundred thousand dollars, divided into shares of fifty dollars each; and whereas the said bank, in the collection of its debts, has become the owner of seventeen hundred and eighty-two shares of the said stock, and contemplate becoming the owner of two hundred and eighteen shares more, thereby reducing the number of outstanding shares to four thousand; and whereas, the said bank, by misfortunes, insolvent debtors, and the southern rebellion, have sustained losses to the estimated amount of one hundred thousand dollars, thereby reducing the value of the remaining shares of the capital stock to the sum of twenty-five dollars each; now, with a view to reduce the capital stock of the said bank to correspond therewith,

Capital stock reduced. 1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the capital stock of the said bank shall be one hundred thousand dollars, instead of three hundred thousand dollars as heretofore, to be divided into four thousand shares of twenty-five dollars each.

Directors. 2. *And be it enacted*, That the board of directors of the said bank, to be hereafter elected, shall consist of nine members, instead of sixteen as heretofore, and that each of the said directors shall be a bona fide holder and owner of at least ten shares of the capital stock of said bank.

Repealer. 3. *And be it enacted*, That all acts or parts of acts conflicting with this act be and the same are hereby repealed.

4. *And be it enacted*, That this act shall take effect immediately.

Approved March 3, 1862.

CHAPTER LX.

AN ACT to enable the committee of the township of Cohansey to borrow money.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the committee of the township of Cohansey, in the county of Cumberland, is hereby authorized to borrow money, not exceeding the sum of twenty-five hundred dollars, to defray the expense already incurred in grading the streets in said township, at a rate of interest not exceeding six per cent., and to execute a bond or bonds therefor, to be signed by a majority of said committee, in the name of the inhabitants of said township, payable at such time or times as the said committee shall determine; and that it shall be the duty of the committee of said township, from time to time, to cause the money to become due on said bonds to be assessed and collected in the same manner that all other moneys for township purposes are or may be assessed and collected. Township committee may borrow money and give bonds.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 3, 1862.

CHAPTER LXI.

AN ACT relative to the Union Bank at Frenchtown.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Henry Lott, Philip G. Reading, Names of Corporators.

William W. Hedges, Nathan Whiting, Robert Housel, Henry Wood, Samuel Trimmer, Baltis Pickel, Hugh E. Warford, Tobias Worman, Abraham Wyker, Frederick G. Hillpot and Isaiah Quimby, and their associates, shareholders in "The Union Bank at Frenchtown," an association existing at Frenchtown, in the county of Hunterdon, and organized under the provisions of an act of the legislature, entitled "An act to authorize the business of banking," and their successors and assigns, be and they are hereby constituted a corporation and body politic, by the name and style of "The Union Bank at Frenchtown," and by that name shall have and exercise banking powers and the incidental corporate powers enumerated in the first section of the act concerning corporations; *provided*, that the said corporation shall not trade or deal in any thing except money, bills of exchange, promissory notes, and gold and silver bullion, stocks of the states or of the United States, and shall in no case hold any real estate, goods or chattels except such as may be necessary for the convenient transaction of its business, or shall be mortgaged or pledged to it as security for debts, loans or contracts, or shall be conveyed or sold in full or in part satisfaction of debts previously contracted in the course of dealings, or shall be purchased upon judgment or execution, for the purpose of bona fide making or securing of debt or debts due or owing to said corporation.

Corporate name.

Powers.

Proviso.

Capital stock.

2. *And be it enacted*, That the capital stock of said corporation shall be one hundred thousand dollars, to be divided into shares of twenty-five dollars each, with the privilege of increasing the same to one hundred and fifty thousand dollars, at any time during the continuance of this act; and that the owners of stock in said association so organized as aforesaid, under the provisions of the act entitled "An act to authorize the business of banking," shall be the stockholders in the corporation created by this act, and shall hold and be entitled to the same number of shares therein that they may hold in the said association at the passing of this act.

Certificate of acceptance to be filed.

3. *And be it enacted*, That the association organized as aforesaid shall, on the passage of this act, and the acceptance of the same by the directors of the said association, and the filing in the office of the secretary of state a certificate of such acceptance, signed by the president and cashier, under the seal of the association, be deemed and taken to be merged in the corporation created by this act, and from that time all the property, real and personal, of said association, shall vest in

and be deemed and taken to belong to the corporation created by this act, their successors and assigns, and with the same remedies at law and in equity in respect thereto as if the original association and subscription to the stock had been made under this act; *provided*, that the new corporation shall be liable for all the debts and obligations of the said association; *and provided*, that the bills of the said association in circulation shall be redeemed in the manner pointed out by the provisions of the aforesaid act entitled "An act to authorize the business of banking," and the supplements thereto, and that the treasurer of this state, on being presented with any amount of registered notes of said association, not less than one thousand dollars at a time, and canceling the same, shall deliver up to the said corporation an equal amount of stock or securities pledged for the redemption thereof, to be selected by the treasurer.

Proviso.

Proviso.

Old notes to be cancelled.

4. *And be it enacted*, That the affairs of the corporation hereby created shall be conducted and managed by a board of directors, not less than nine nor more than thirteen in number, all of whom shall be stockholders, and two-thirds at least of whom shall be citizens of this state, and who shall be annually elected in the manner hereinafter prescribed; *provided*, that Henry Lott, Philip G. Reading, William W. Hedges, Nathan Whiting, Robert Housel, Henry Wood, Samuel Trimmer, Baltis Pickel, Hugh E. Warford, Tobias Worman, Abraham Wyker, Frederick G. Hillpot, and Isaiah Quimby, shall be the first directors of the corporation created by this act, and shall hold their offices until their successors are duly elected.

Board of directors.

Proviso.

5. *And be it enacted*, That the first election for directors of the said corporation created by this act shall be held on the first Saturday of February, in the year of our Lord one thousand eight hundred and sixty-three, and on the same day annually thereafter, at the banking house of said corporation, in Frenchtown, at such hour in the day as the directors shall appoint, of which election at least fourteen days' previous notice shall be given by the cashier, in a newspaper printed at Flemington; for the well ordering of which election the board of directors shall previously thereto appoint three stockholders, not being directors, to be judges thereof, who shall conduct the election and determine upon the legality of votes, the eligibility of persons voted for, and who are elected; that the said elections shall be by ballot, and be made by such of the stockholders as shall attend for that pur-

Election of Board.

Mode of election.

pose, either in person or by proxy, and each stockholder shall be entitled to one vote for each share of stock held in his, her or their names at least three months next before the election, and the persons, to the number to be elected, who shall have the greatest number of votes shall be directors; and if it shall happen that two or more persons have an equal number of votes, so that the proper number of persons of those voted for cannot be chosen, then the directors of the preceding year, or a majority of them, shall proceed by ballot and plurality of votes to determine which of the persons so having an equal number of votes shall be the director or directors, so as to complete the whole number; and the directors so elected, as soon as may be thereafter, shall proceed to elect by ballot, and by a majority of votes, one of their number for president; and whenever any vacancy or vacancies shall happen among the directors by death, resignation, or otherwise, such vacancy or vacancies shall be filled for the remainder of the year by such person or persons as the other directors for the time being, or a majority of them, shall appoint; and if at any time it shall happen that an election of directors shall not take place on the day herein prescribed, the said corporation shall not for that reason be deemed to be dissolved, but an election shall be had as soon as conveniently may be thereafter, upon like notice, and at the place and in the mode before specified.

Officers.

Charter not to be forfeited on failure to elect

Stock transferable.

6. *And be it enacted*, That the capital stock of said corporation shall be deemed personal property, and shall be transferable on the books of the corporation, in the manner prescribed by the by-laws of said corporation, but no transfer shall be valid and effective until all debts due to the bank by the person transferring, at the time of such transfer, shall have been first settled or paid.

Notes, how issued.

7. *And be it enacted*, That the said corporation shall not issue bills or notes of a less denomination than one dollar, and the bills or notes which may be issued by said corporation, signed by the president, and countersigned by the cashier, and when so signed and issued, promising the payment of money to any person, or to his order, or to the bearer, shall be binding and obligatory upon said corporation, in all respects, as if made by a natural person or persons, but that the bills or notes issued by said corporation shall not at any time exceed double the amount of its capital stock actually paid in; and if the president or cashier thereof shall knowingly or wilfully issue, or cause or suffer to be issued, bills or notes of said corporation exceeding double the amount of its capital stock actually

Penalty for illegal issuing.

paid in, such president or cashier shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by imprisonment of not less than one year nor more than five years, at the discretion of the court.

Cashier to give bonds.

8. *And be it enacted*, That there shall be a cashier of said bank appointed annually, liable, however, to be removed and another appointed in his stead, at the pleasure of said board of directors, such appointment or removal only to be made by a majority of the directors; and every cashier, upon such appointment, and before he enters upon the duties of his office, shall be required to give bond, with good and sufficient security, to be approved by the board of directors, in a sum not less than twenty thousand dollars, with condition for the faithful performance of his duties as cashier of said bank.

Semi-annual dividends.

9. *And be it enacted*, That it shall be the duty of the board of directors of the said corporation to make semi-annual dividends of so much of the profits of the business of said corporation as the said board shall deem advisable, but no dividend shall be made of any part of the capital stock.

Rate of discount.

10. *And be it enacted*, That the rate of discount at which loans may be made by said corporation shall not exceed the legal rate of interest in this state for the time being; *provided*, that nothing herein contained shall be construed to prohibit the said corporation from dealing in bills of exchange and the purchase and sale thereof.

Must redeem bills.

11. *And be it enacted*, That if at any time the said corporation shall neglect or refuse, on demand being made at their banking house during the regular hours of business, to redeem in lawful money any of the bills or notes issued by said corporation, and which may then be due and payable, the said corporation shall thereupon, under the pain of forfeiting its charter, wholly discontinue and cease from banking operations until such bills or notes shall be fully paid, and shall, until such bills or notes shall be fully paid, be deemed and considered insolvent.

Application of funds in case of insolvency.

12. *And be it enacted*, That if the said corporation shall at any time hereafter become insolvent, the whole assets of the said corporation at the time of its becoming insolvent shall be first liable for its bills or notes then in circulation, and shall be first applied to the payment thereof; and in case of a distribution of the assets of said corporation among the creditors thereof, under the order or decree of the court of chancery, or other court, the holders of such bills or notes shall be equal

in priority and shall have a preference over all the other creditors.

Residence of Directors.

Liabilities in case of failure.

13. *And be it enacted*, That two-thirds at least of the directors of said corporation shall be residents of this state, and that all the directors shall be jointly and severally liable for the payment of all the bills or notes of said corporation which may be in circulation at the time of its becoming insolvent, and may be jointly and severally prosecuted at law or in equity by any receiver or receivers that shall or may be appointed, for the payment of any such bills or notes, as if the same were their joint and several bills or notes executed by them in their individual capacity; and it shall not be lawful for any director of said corporation to resign his office to avoid such liability; and if any director shall so attempt to resign his office, he shall be and continue liable the same as if no such resignation had been attempted; and such liability of directors shall continue after they cease to be directors, either by resignation or otherwise, if said corporation was insolvent when they ceased to be directors; and it shall not be lawful for any director to assign or transfer his stock or other property to avoid such liability; and if in the case of payment of any such bills or notes by any of said directors, the other directors who may be liable shall account to them in the same way as other joint debtors are accountable to each other; *provided*, that no property, that shall or may be levied upon or taken in execution under or by virtue of any judgment or decree in favor of any receiver under the provisions of this act, shall be sold until after the expiration of four months from the date of said judgment or decree.

Proviso.

Assets.

14. *And be it enacted*, That if the assets of said corporation and the property of said directors should prove insufficient to redeem the whole of the said bills and notes, then the amount that shall or may be realized from said assets and property shall be distributed ratably among the holders of the said bills and notes.

Stockholders liable.

15. *And be it enacted*, That the stockholders of said corporation at the time of its becoming insolvent, other than said directors, shall be jointly and severally liable to any receiver or receivers that shall or may be appointed as aforesaid, to any amount sufficient to redeem the said bills or notes, after the assets of said corporation and the property of said directors shall have been distributed as aforesaid; *provided*, that no stockholder other than said directors shall be made liable to an amount exceeding the par value of the stock held by

Proviso.

him at the time said corporation may become insolvent; and if that amount shall not be required for the full redemption of said bills and notes, then the said stockholders shall be liable in the ratio of the said stock so held by them, and it shall not be lawful for any such stockholder to assign or otherwise transfer his stock or other property to avoid such liability.

Mode of declaring in case of suit.

16. *And be it enacted*, That in case of an action or suit at law against any director or directors, stockholder or stockholders, under any of the preceding sections of this act, the receiver or receivers may declare generally for money had and received; *provided*, that a schedule shall be annexed to the said declaration, setting forth that the said action or suit is under and by virtue of the provisions of this act, specifying the aggregate amount claimed, the names of the president and cashier subscribed to the bills or notes declared on, and the numbers and denominations thereof.

Proviso

Company to make quarterly reports.

17. *And be it enacted*, That it shall be the duty of said corporation on the first Mondays in the months of January, April, July and October in every year, to make the statements required to be made by the other banks of this state by the act entitled "A supplement to an act entitled 'An act to punish frauds committed on the incorporated banks of this state and for the better regulation of said banks,'" approved April fifteenth, one thousand eight hundred and forty-six.

Residence of stockholders.

18. *And be it enacted*, That a majority in interest of the stockholders shall be residents of this state, and that this act shall continue in force for twenty years, but it shall be lawful for the legislature, at any time hereafter, to alter, modify or repeal the same, whenever in their opinion the public good shall require it.

Plates and Dies.

19. *And be it enacted*, That the treasurer of this state be and he is hereby authorized and required to deliver to the order of the president or cashier of the said bank, on the acceptance of this charter, the plates, dies and materials connected with and belonging to the said Union Bank at Frenchtown, held by him.

Approved March 3, 1862.

CHAPTER LXII.

AN ACT relative to the sale of intoxicating liquors in the township of Woodbridge, county of Middlesex.

License to be obtained.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That hereafter no person shall offer or expose for sale, or sell within the township of Woodbridge, in the county of Middlesex, any ale, beer, lager beer, porter, or other fermented liquor, without having first obtained from the town committee of said township, or a majority of them, a license for such purpose, under their hands, for a period of one year from its date, upon such terms and restrictions as the said committee may impose or direct; and no person

Penalty for selling without license.

shall offer or expose for sale, or sell within said township, any ardent or spirituous liquors by less measure than five gallons, without having first obtained a license for such purpose as above directed; and any person offending against either of the above provisions shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by fine not exceeding twenty dollars, together with the costs of prosecution, to be sued for by the township committee, and on non-payment thereof shall be committed to the common jail of the county for any period not exceeding sixty days, and which said fine shall be paid, when collected, to the township collector for the use of said township; *provided*, that the prosecution for violation of this act shall be commenced within six months after the offence shall have been committed; *and provided further*, that nothing in this act shall affect the keepers of inns and taverns duly licensed in accordance to law.

License fee.

2. *And be it enacted*, That every person to whom the said town committee shall see cause to grant a license to sell fermented liquors or liquor, shall, before the delivery of the said license to him, or her, pay to the township committee such sum as the said committee, or a majority thereof, shall assess thereon, not being less than ten nor more than seventy dollars; and no such license shall be delivered unless the money so assessed for the same shall have been first paid to

said committee, which money shall be appropriated to the use of the poor of said township.

3. *And be it enacted*, That this act shall take effect on the first day of May.

Approved March 3, 1862.

CHAPTER LXIII.

A supplement to the act entitled "An act for the better regulation of actions of replevin," approved April fifteenth, Anno Domini one thousand eight hundred and forty-six.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That any and every unlawful detention of goods and chattels from their lawful owner, or the person entitled by law to the possession of the same, shall be deemed an unlawful taking by force and arms for the purpose of supporting an action of replevin, and replevin shall lie for goods and chattels so unlawfully detained, but no costs shall be recovered in such action founded on such unlawful detention against any defendant not defending such suit, unless a demand in writing for the delivery of such goods shall have been served on him, or left at his dwelling house before the issuing of the writ; but this act shall not apply to any action heretofore instituted. When replevin may be brought. Restriction.

2. *And be it enacted*, That no coroner shall execute a writ of repleven until the replevin bond and the sufficiency of the sureties shall be approved by one of the judges of the court out of which the writ shall issue, and this act shall take effect immediately. Bond.

Approved March 3, 1862.

CHAPTER LXIV.

Supplement to an act incorporating the New York and Bull's Ferry Railroad Company, approved March fourteenth, one thousand eight hundred and sixty-one.

Name changed

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the name of said company be changed to the "New York and Fort Lee Railroad Company," and that the said company are hereby authorized to build said railroad under the provisions of the act to which this act is a supplement, to some point at or near the village of Fort Lee, in the county of Bergen.

May issue bonds limited to $150,000.

2. *And be it enacted*, That the said New York and Fort Lee Railroad Company are hereby authorized to issue bonds bearing not more than seven per centum interest per annum, which bonds shall constitute a first lien on the railroad, its cars, real estate and franchises, and to dispose of said bonds for the purpose of aiding in the contruction of said railroad, at a rate not less than ninety per cent. of their par value, and redeemable in thirty years from date; *provided*, the directors of the said company shall deem it to be to the interest of said company so to do, and the whole amount of bonds hereby authorized to be issued shall not exceed the sum of one hundred and fifty thousand dollars.

Extent and duration of road.

3. *And be it enacted*, That the said railroad shall not extend northerly of the southerly line of the dock of Robert Annett, in the village of Fort Lee, and that from Bull's Ferry northerly to the land owned by David Demaray, in the village of Fort Lee; the said railroad shall not be constructed westerly of the westerly side of the public road which now exists along or near the river shore, and that from the southerly side of the said land owned by the said David Demaray to the northerly terminus of said railroad, said railroad shall be made along the river shore easterly of the upland, and not otherwise.

Restriction.

4. *And be it enacted*, That nothing contained in this act, or the act to which this is a supplement, shall impair or take away the water or riparian rights of the owner or owners

of the upland or land opposite to which the said railroad shall be made, but that all such rights, and every of them, shall remain unimpaired and valid as if this act and the act to which it is a supplement had not been passed.

Books to be opened for subscriptions.

5. *And be it enacted*, That the books to receive subscriptions to the capital stock of said corporation shall be kept open for at least two days at Fort Lee, in the manner prescribed in section three of the act to which this is a supplement.

Repealer.

6. *And be it enacted*, That so much of the act to which this is a supplement inconsistent with the provisions of this act, be and the same is hereby repealed.

7. *And be it enacted*, That this act shall take effect immediately.

Approved March 3, 1862.

CHAPTER LXV.

A further supplement to an act entitled "An act for the punishment of crimes," approved April sixteenth, one thousand eight hundred and forty-six.

Penalty for uttering and publishing bills of broken banks,

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That if any person, with intent to defraud any person or body corporate, shall utter and publish as of value, any bank bill or note, issued by any bankrupt, broken and insolvent bank, knowing the same to be of no value, he shall be guilty of a misdemeanor, and shall be punished, on conviction, by a fine not more than three hundred

dollars, or imprisonment at hard labor not more than three years, or both, at the discretion of the court.

Penalty for forging, altering, or counterfeiting.

2. *And be it enacted*, That if any person shall forge, alter or counterfeit, or cause, counsel or procure to be forged, altered or counterfeited, with intent to defraud any person or body corporate, any order or request in writing for the giving of credit to any person in such order or request in writing named or referred to; and if any person shall utter and publish as true, with such fraudulent intent as aforesaid, any such forged, altered or counterfeited order or request in writing, knowing the same to be forged, altered or counterfeited, he, she or they shall be guilty of a high misdemeanor, and on being thereof convicted, shall be punished by fine or imprisonment, or both, as directed in the forty-eighth section of the act to which this is a supplement.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 3, 1862.

CHAPTER LXVI.

A supplement to the act entitled "An act to incorporate the town of Orange," approved January thirty-first, one thousand eight hundred and sixty.

Common Council to canvass votes.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That when the common council of the said town of Orange shall, in pursuance of the authority and power to them given in and by the act to which this act is a supplement, canvass the votes to be given at any annual election to be hereafter held, the said common council shall

be the final judges of the canvass and return of all votes which may be given at such election for charter officers authorized by the said act, and shall determine, without appeal, who shall be elected to the different offices to be filled at such election, except justices of the peace; and that if at any such election any officer, except justice of the peace, shall not be chosen by reason of two or more candidates having received an equal number of votes, the common council, after having duly canvassed the returns of said election, shall, by ballot, and by a majority of their whole number, elect such officer from the two or more candidates having the highest number of votes; and that the result of such canvass or election shall, within ten days thereafter, be entered upon the minutes of the council, and a copy of such record, signed by the mayor and attested by the clerk, together with the oaths of the surveyors of the highways as now required by law, shall be transmitted by said clerk to the clerk of the court of common pleas of the county, to be by him filed in his office.

When the council to elect.

2. *And be it enacted*, That the common council shall have power, in addition to the ordinances, by-laws and regulations authorized by the act to which this is a supplement, by a majority of their whole number, to pass all such ordinances, by-laws and regulations as they shall judge proper, for any or all of the following purposes, namely:

Power of common council.

I. To direct and regulate the planting, rearing, trimming and preserving of ornamental shade trees in the streets and public places of the town; and to enforce the removal of snow, ice or dirt from the sidewalks and gutters which may have been flagged or curbed under an ordinance of the council, by the owners or occupants of the premises fronting thereon;

Trees, &c.

II. To prevent and forbid the removal of dirt or any other road-making material from the highways, by any person or persons not acting under the authority of the common council, and to abate or remove nuisances of every kind in any of the highways or public places of the town;

III. To prevent or regulate the erection or construction of any awning, gate, stoop, steps, platform, bay-window, cellar-door, area, descent into a cellar or basement, sign, or any post, erection or projection of any kind, in, over or upon any street or public place, and to remove the same at the expense of the owner or occupant of the premises in front of which the same shall be;

Obstructions to streets.

IV. To establish and regulate one or more pounds, and to restrain and regulate the running at large, or grazing in the

Pounds.

streets or public places, of horses, cattle, swine or other animals, and to authorize the impounding and sale of the same for the penalty incurred, and the costs of impounding, keeping and selling the same;

Dogs. V. To regulate and prevent the running at large of dogs, and to authorize their destruction when so found at large; and to impose taxes on their owners, not to exceed one dollar for each dog per annum;

Meat, fish, &c. VI. To license and regulate persons for the sale of meat, fish, vegetables and fruit upon stands of any kind in the street and public places of the town;

Weights and measures VII. To regulate weights and measures in conformity with the standard established by law, and to require every dealer in merchandise or property of any description, to have his, her or their weights and measures conform thereto;

Officers and compensation. VIII. To prescribe and define the duties of all officers or agents appointed by the common council, and to determine the compensation to be paid to them for any service required of them by this act, or the act to which this act is a supplement, or by any ordinance or resolutions of the common council.

Penalties and how recovered 3. *And be it enacted*, That in all cases where the common council shall have authority to pass ordinances on any subject, they may prescribe a penalty or penalties for the violation thereof, either by imprisonment not exceeding thirty days, or by fine not exceeding fifty dollars, to be recovered, with costs, in an action of debt, and in the name of the town of Orange, for the use of said town, before the mayor or any justice of the peace thereof, in which action the first process may be either by warrant or by summons, and in which it shall be lawful to declare generally in debt for such penalty, and give the special matter in evidence; and it shall be lawful for the mayor or any justice before whom judgment of imprisonment shall be given, to carry such judgment into effect by warrant of commitment, under his hand and seal, directed to the keeper of the common jail of the county of Essex; and that such keeper shall receive and safely keep all such offenders as shall be committed as aforesaid, for the term of his, her or their imprisonment; *provided*, that all fees, charges and expenses accruing or incurred by virtue of the provisions of this section, shall be borne and paid by the said common council, and the keeper of the common jail shall not therefore have or demand any fees, charges or expenses from the board of chosen freeholders of said county.

Proviso.

4. *And be it enacted*, That whenever application shall be made to the common council for the laying out of a new street or the altering, widening or straightening of any existing street in said town, the said common council shall in the first place appoint an agent to treat with the owner or owners of any lands or real estate that may be necessary to be taken for such purposes; and such agent shall make report, in writing, to the next meeting of the common council, of the terms upon which said lands and real estate may be purchased for such purpose; and the said common council shall thereupon be authorized to purchase the same, and to receive a proper conveyance thereof to the said town; but in case no agreement for such purchase can be effected, or in case the common council shall not approve of the terms of purchase as reported by the said agent, the said common council shall, as soon thereafter as may be, appoint three disinterested freeholders, (one from each ward, and not being members of the council,) as commissioners, who, or a majority of whom, shall make an assessment of the damages which, in their opinion, will be sustained by the owner or owners of such lands and real estate that may be necessary to be taken for such purpose, and shall assess the said damages as equitably as may be upon the owner or owners of any lands and real estate in, or upon, or in the neighborhood of said street, which in the opinion of the said commissioners, or of a majority of them, will be benefitted by such laying out, altering, widening or straightening of the same; and the said commissioners, or the majority of them, shall make report in writing, under their hands, to the next monthly meeting of the said common council; and in case of a purchase of the said lands and real estate as hereinbefore provided, the said common council shall, as early as may be, appoint three disinterested freeholders as aforesaid, to assess in like manner the cost of such purchase upon the owner or owners of any land and real estate in, or upon, or in the neighborhood of said street, which, in the opinion of the said commissioners, or a majority of them, will be benefitted by such laying out, altering, widening or straightening of the same, and shall make report to the common council in manner aforesaid; and in case any person shall consider himself aggrieved by any such assessment, he may appeal to the common council at their monthly meeting next after such report shall be made as aforesaid; and the common council may then adopt and ratify the said report, with or without alteration, as to them shall appear just and proper, and such report, when so adopted and ratified, shall be final and conclusive.

How to lay out streets.

Commissioners appointed to assess damages.

Appeal.

When to be public street.

5. *And be it enacted*, That hereafter no street or highway to be laid out and opened in said town shall be deemed a public street or highway, unless laid out and opened under and by an ordinance of the council; and that it shall be lawful for the council to lay out any street or highway, exceeding four rods in width; *provided*, all the lands embraced therein shall be donated to the town for that purpose by the owner or owners thereof.

Common council to order grades and lines.

6. *And be it enacted*, That when any new street shall be laid out, or the lines of any existing street shall be altered, the common council shall order the same to be opened, graded, worked or altered, as the case may be, by and under the direction of the officer or officers to be named by the common council, and shall, at the same time, appoint three disinterested commissioners, (one from each ward, and not being members of the council,) whose duty it shall be to ascertain the cost of such opening, grading, working or altering of the said street, and to decide upon the proportional part of such cost, if any, which, in their opinion, or in the opinion of a majority of them, ought to be paid by the town, and to assess the balance thereof, or the whole thereof, as the case may be, as equitably as possible, upon the owner or owners of any lands and real estate in, or upon, or in the neighborhood of said street which they think will be benefitted thereby; and the said commissioners, or a majority of them, shall meet at a time and place to be appointed by the common council, and shall make report, in writing, to the meeting of the common council to be held next after the cost of such opening, grading, working or altering of said street shall be ascertained; and the said common council, at their monthly meeting next succeeding the one at which such report shall be presented, may adopt and ratify the said report, with or without alteration, as to them shall seem just and proper; and such report, when so adopted and ratified, shall be final and conclusive.

Cost of working.

Grade, when altered.

7. *And be it enacted*, That whenever the common council shall by ordinance alter the grade of any street, or part of any street, they shall, at the same time, appoint three disinterested persons (one from each ward, and not being members of the council,) as commissioners to ascertain and determine the damages which, in their opinion, or in the opinion of a majority of them, will be sustained by the owner or owners of any property on the line of said street, or part of a street, in consequence of such change of grade, and to assess the said damages, as equitably as may be, upon the owner or owners

of any lands and real estate on the line, or in the neighborhood of said street, or part of a street, which, in their opinion, or in the opinion of a majority of them, will be benefitted by such change of grade; and the said commissioners, or a majority of them, shall meet at a time and place to be appointed by the council, and may adjourn from time to time, and shall make report, in writing, to the council, as soon as practicable; and the said council, at their regular monthly meeting next succeeding the one at which such report shall be presented, may adopt and ratify the same, with or without alteration as to them shall seem just and proper; and such report, when so ratified and adopted, shall be final and conclusive. Damages to be assessed

8. *And be it enacted*, That the common council shall be authorized, in their discretion, to build any sewer or sewers for the draining of any street or highway, and to pay for the same out of any moneys that may be raised for road purposes; *provided*, that the amount or amounts of money so expended shall not exceed five hundred dollars in any one year. Sewers. Proviso.

9. *And be it enacted*, That it shall be the duty of the town treasurer to collect and pay over to the person or persons entitled to receive the same, all assessments which may be made in pursuance of this act for the laying out, opening, grading, working or altering the grade of any street, or part of a street, in said town; such assessments to be collected in an action of debt, with costs, in the name of "The Town of Orange," in any court of competent jurisdiction. Assessments, how to be collected.

10. *And be it enacted*, That, whereas there are several streets or highways within the limits of said town, the lines of which cannot be certainly ascertained by reason of the indefinite surveys and maps thereof, or of which, having been in use by the public for more than twenty years, no record can be found as public streets or highways, for the better ascertaining and settling the lines and courses of said streets or highways, the common council shall and may from time to time appoint three disinterested freeholders of the town, (one from each ward, not being members of the council,) who, or a majority of whom, shall have full power and authority to run, mark and designate the lines and courses of any such street or highway, or any part thereof, and to make a written return and map of the same; which return and map, certified under their hands, or under the hands of a majority of them, shall be filed by the town clerk, and if approved by a majority of the whole number of Lines of old streets, how defined.

the council, at any regular meeting, shall be deemed full evidence of the existence of any street or highway, or the part thereof so run, marked and designated, as a public street or highway, and of its lines and courses.

Selling liquors restrained.

11. *And be it enacted*, That so much of the seventeenth section of the act to which this is a supplement, as relates to the selling of beer, porter, cider or wine, shall not be held or understood to apply to druggists and other persons who may sell beer, porter, cider or wine, which shall not be drank on the premises where sold.

Marshal may arrest.

12. *And be it enacted*, That the marshal of the town shall be authorized, with or without warrant, to arrest and carry before a justice of the peace any person or persons who may be found in a state of intoxication in any of the public streets of the town.

Poll tax.

13. *And be it enacted*, That in addition to the poll tax now required by law, a poll tax of fifty cents, for town purposes, shall be assessed upon every white male inhabitant of the said town now liable to a poll tax.

Assessors, when to meet.

14. *And be it enacted*, That the assessors of the several wards shall meet annually on the fourth Tuesday in June in each year, and may from time to time adjourn, and when so met they shall constitute a board of assessors for the said town; and it shall be their duty, as such board, to review the several assessments made by the respective assessors of the said several wards, and to diminish, increase, or otherwise alter any such assessments, in order that the said assessments on property, whether real or personal, in the said several wards, may be made as just and as nearly equal as possible, which assessments, after being so revised and approved by the said board, shall be the assessments of the said several wards, subject, as heretofore, to the action of commissioners of appeal in cases of taxation; and that the assessors shall be severally allowed for such service, and for their attendance upon the meetings of the commissioners of appeal, the sum of one dollar per day.

Taxes, when paid.

15. *And be it enacted*, That all taxes assessed and not paid on or before the twentieth day of October in each year, shall draw interest from that time until paid, at the rate of one per cent. per month; and that from all taxes paid before that time an allowance or reduction shall be made at the rate of one per cent. per month from the time of such payment until the said twentieth day of October.

Poor money.

16. *And be it enacted*, That in case the amount raised in any one year for the support of the poor shall be found insuf-

ficient, the common council shall have power to call a special town meeting, to be held and conducted in the same manner as other town meetings, at which it shall be determined viva voce, and by a plurality of votes, whether any additional sum of money shall be raised for that purpose, and if so, how much, and whether in the current year by assessment, or by a loan to be paid out of the taxes in any succeeding year or years; and in case of a loan the council shall be authorized to secure the payment of the same in the manner authorized and prescribed by the eighteenth section of the act to which this is a supplement; and any sum of money so ordered to be raised, shall be assessed and collected in the same manner as other town taxes are or shall be.

Real estate of town, how sold.

17. *And be it enacted*, That the common council shall have power, from time to time, and by the votes of a majority of the councilmen from each ward, to sell and convey, in fee simple or otherwise, the whole or any part of the lands and real estate now or hereafter belonging to the town; *provided*, that at least four weeks' notice of an intention to make such sale or sales shall be given by advertisements, under the hand of the town clerk, posted in three public places in each of the wards, or published in a newspaper printed and circulating in said town.

Proviso.

Public act.

18. *And be it enacted*, That all acts and parts of acts contrary to or inconsistent with the provisions of this act, are hereby repealed; and that this act shall be deemed and taken to be a public act, and shall take effect immediately.

Approved March 6, 1862.

CHAPTER LXVII.

A further supplement to the act entitled "An act for the preservation of sheep," approved April fourteenth, one thousand eight hundred and forty-six.

Act extended to Piscataway.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the provisions of an act entitled "An act for the preservation of sheep," approved April fourteenth, one thousand eight hundred and forty-six, which supplement was approved March twenty-fourth, one thousand eight hundred and fifty-two, be and the same are hereby extended to and shall be in full force and effect within the township of Piscataway, in the county of Middlesex, and in the whole of the counties of Ocean and Sussex, in this state.

Repealer.

2. *And be it enacted*, That all acts and parts of acts heretofore passed, so far as they are repugnant to the provisions of this act, be and the same are hereby repealed.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 6, 1862.

CHAPTER LXVIII.

AN ACT to extend the provisions of an act entitled "An act to prevent horses, cattle, sheep and swine from running at large in the township of Clinton, in the county of Essex, and the township of Rahway, in the county of Union," to

the townships of Bridgewater, Hillsborough, and Branchburg, in the county of Somerset, and the township of Chester, in the county of Morris, the township of South Orange, in the county of Essex, and the township of Stockton, in the county of Camden, and to the townships of Northampton and Mansfield, in the county of Burlington, and to the township of Greenwich, in the county of Cumberland.

Former act extended.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the provisions of an act entitled "An act to prevent horses, cattle, sheep and swine from running at large in the township of Clinton, in the county of Essex, and the township of Rahway, in the county of Union," approved March fourth, one thousand eight hundred and fifty-eight, be and the same are hereby extended to the townships of Bridgewater, Hillsborough, and Branchburg, in the county of Somerset, and the township of Chester, in the county of Morris, the township of South Orange, in the county of Essex, and the township of Stockton, in the county of Camden, and to the townships of Northampton and Mansfield, in the county of Burlington, and to the township of Greenwich, in the county of Cumberland.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 6, 1862.

CHAPTER LXIX.

A supplement to the act entitled "An act to incorporate the town of Phillipsburg, in the township of Phillipsburg, in the county of Warren," approved March eighth, one thousand eight hundred and sixty-one.

Loan to be increased.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the loan authorized by the twentieth section of the act to which this is a supplement, shall be extended to but shall not exceed fifteen hundred dollars in any one year, and that said town shall not owe more than three thousand dollars at one time.

By-laws.

2. *And be it enacted*, That it shall be lawful for the common council of the town of Phillipsburg, by not less than four concurring votes, to pass and enforce all such by-laws and ordinances as they shall judge proper, to prohibit the retail of malt liquors within the said town, and to enforce the observance of the same by enacting the penalties contained in the eighth section of the act to which this is a supplement.

When town meeting to be closed.

3. *And be it enacted*, That the annual town meeting required by the third section of the act to which this is a supplement, shall be closed at seven o'clock in the afternoon of the same day and not before that time.

4. *And be it enacted*, That this act shall take effect immediately.

Approved March 6, 1862.

CHAPTER LXX.

Supplement to an act entitled "An act to enable the city of Hudson to introduce water, and to pay for the laying of water pipes in a portion of said city," approved March fifteenth, eighteen hundred and sixty-one.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the common council of the city of Hudson shall from time to time fix the prices to be charged for the use of Passaic water where the same is taken and used, and the owner and occupier of any house, lot or tenement shall each be liable for the payment of the prices so fixed; and the said common council shall also from time to time fix a sum to be assessed annually upon all vacant lots and lots with buildings thereon in which Passaic water is not taken, and also upon the lots or buildings where the water is taken, if the same are situated upon any road, street, avenue, lane, alley or court in the city of Hudson, through or in which pipes for distributing the water are laid, which prices and sums so fixed and assessed shall be denominated "water rents;" and the said common council shall from time to time determine and give public notice, by advertisement in a newspaper printed in the county of Hudson, of the times and places at which the said water rents shall be due and payable, and the penalties to be charged for delaying the payments beyond the times so fixed; and the said water rents and penalties shall, until paid, be liens upon the property charged therewith; all such water rents and penalties shall be payable to the clerk of said city, who shall, after the twentieth day of December in each year, deliver to the common council a certified account of all such water rents and penalties for delinquency as were due before the said twentieth day of December, and remain unpaid, with the name of the owner or occupier of the lot liable to said rent, and whereon the water was used for which such rent is charged, and a description or designation of such lot, and such certified account shall be filed in the office of the city clerk, and recorded in a book to be kept for that purpose, and the said account and book and duly certified copies thereof shall be evidence of the facts

Water rent, how regulated

When to be paid.

When lots liable may be sold.

contained therein; and the said mayor and common council may and shall, upon receiving said certified account, cause said lands to be sold for the payment of said water rents and penalties and the interest thereon, from the said twentieth day of December, at the rate of twelve per centum per annum, together with costs, charges and expenses of advertising and sale, in the same manner as said mayor and common council are or may be authorized by law to sell lands in said city for the payment of taxes thereon; and said proceedings and the effect thereof shall be the same in all things as if the said lands were sold for taxes; and the city clerk shall have power to collect and receive said water rents and penalties, with interest thereon at the rate of twelve per centum per annum, from such twentieth day of December, and the costs that may have accrued thereon, and shall before such sale certify to the common council what rents, penalties and interest thereon, contained in such certified account, have been since paid.

Regulations by common council.

2. *And be it enacted*, That the common council shall have power to impose penalties to be charged for delaying the payments of water rents beyond the times fixed for such payments, and shall regulate the distribution and use of the water in all places, and for all purposes where the same may be introduced, and may erect such number of public hydrants and in such places as they shall see fit, and direct in what manner and for what purposes the same shall be used; all which they may change at their discretion, and the same shall be under their exclusive control and direction.

Powers of water commissioners.

3. *And be it enacted*, That the water commissioners of Jersey City, and their agents, are hereby authorized to enter at reasonable hours any dwelling or other place where Passaic water is taken or used, and where unnecessary waste thereof is known or suspected, and examine and inquire into the cause thereof; and the said agent or agents shall have full power to examine all service pipes, stop-cocks, and other apparatus connected with the water supply, for the purpose of ascertaining whether the same are of the character and dimensions and fixed in the manner directed in the permits issued therefor, and if any person or persons shall refuse to permit such examinations, or oppose or obstruct such agent in the performance of such duty, he, she or they so offending shall be liable to such penalty, not exceeding ten dollars, as the common council may impose, and the supply of water shall be shut off until the required examination is made, and such alterations and repairs as may be found necessary are contemplated.

4. *And be it enacted*, That the said common council may, for the purpose of carrying out the objects of this act, employ proper surveyors, clerks, and other agents and assistants, who, together with the city clerk, shall receive such pay or emolument for their services as the said common council shall from time to time determine, to be paid out of the moneys accruing by virtue of this act. Pay of surveyors and clerks.

5. *And be it enacted*, That the common council shall fix the aforesaid water rents with reference to paying from the proceeds thereof the water commissioners of Jersey City for the use of the water, the expenses of maintaining the pipes and distributing the water, and salaries, wages and incidental charges; and also with reference to paying the interest and principal of the bonds already issued and that may be issued in pursuance of the act to which this is a supplement, as they respectively fall due; and the net proceeds of the water rents and penalties, after paying for the use of the water, as aforesaid, and all expenses for maintaining the pipes and distributing the water, and salaries, wages, and incidental charges, shall be applied to the purchase of said bonds, if the same can be obtained at reasonable rates, or if that cannot be effected, then to be safely invested by the common council and allowed to remain as a sinking fund to be applied to the redemption of the said bonds at their maturity. Regulations of rents, &c.

6. *And be it enacted*, That if any person shall place any stones, brick, lime, sand, lumber or any other article, in such situation in any street, avenue, lane or alley, as to prevent access to any water pipe, stop-cock, or fire hydrant, the owner or owners of such materials shall forfeit and pay for each offence the sum of twenty-five dollars, and ten dollars for each day such articles are suffered to remain in such situation, after written notice from the city clerk to remove the same. Penalty for obstructing water.

7. *And be it enacted*, That all fines, forfeitures and penalties imposed by or under authority contained in this act, may be sued for and recovered by an action of debt, instituted in the name of "The Mayor and Common Council of the city of Hudson," before any justice of the peace in and for the county of Hudson, or in any other court having cognizance in similar cases. Fines, how recovered.

8. *And be it enacted*, That this act shall be deemed a public act, and shall take effect immediately.

Approved March 6, 1862.

CHAPTER LXXI.

AN ACT to improve the condition and breed of horses and cattle in the State of New Jersey.

Names of corporators.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Arthur V. Conover, Adolphe Maillard, Robert F. Stockton, Jr., James Buckelew, George M. Robeson, N. Norris Halsted, Francis H. Holmes, and their associates and successors, shall be and they are hereby constituted a body politic and corporate, by the name of "The Society for the improvement of the condition and breed of horses and cattle," with the power to purchase, hold, and improve such real estate as may be necessary for the purposes of said society, and power to sell and convey the same, and with all the powers, rights and incidents of a corporation under the laws of the state of New Jersey.

Capital stock.

2. *And be it enacted*, That the capital stock of said company shall be twenty thousand dollars, which shall be divided into shares of twenty-five dollars each, and paid in in cash by the stockholders at such time and in such manner and in such installments as the directors of said company may direct, and in such penalties for neglecting the payment of such installments as the said directors shall deem advisable; and such shares shall be deemed personal property, and be transferable in such manner as the company by their by-laws may appoint; *provided*, that at least thirty days' notice in writing shall be given to each of the stockholders of the time when the shares are required to be paid in.

Books to be opened.

3. *And be it enacted*, That the above named persons, or a majority of them, shall be commissioners to open books and receive subscriptions to the capital stock of said company, at such time or times and place or places as they, or a majority of them, shall think proper, giving notice thereof by publishing the same for at least two weeks, in some newspaper published in this state; and as soon as two hundred shares are subscribed the said commissioners, or a majority of them, are hereby authorized to hold their first meeting as directors of said company, to choose a president, elect and employ such other officers as they may deem necessary, and make all such

Officers to be elected.

by-laws, rules and regulations, as they may think proper for the government of said association, for admission to their exhibitions; and for the purpose of maintaining order and preventing disturbances at the meetings thereof, shall have police jurisdiction within one mile of the boundaries of said grounds; and they shall have power to suppress the sale of ardent spirits and other intoxicating beverages, and to prohibit every species of gambling, breach of the peace or laws of the state; and the said directors shall each of them continue in office during and for the term of his natural life and the existence of the corporation, except in case of voluntary resignation; and all vacancies in the said board, whether by death or voluntary resignation, shall be filled by the remaining members of the board; and the president shall hold his office for one year, and until another is elected. Powers.

4. *And be it enacted*, That the said Arthur V. Conover, Adolphe Maillard, Robert F. Stockton, Jr., James Buckelew, George M. Robeson, N. Norris Halsted, and Francis H. Holmes, or a majority of them, are hereby appointed commissioners to lease or purchase, within six months from the date of this act, such tract or parcel of land for the uses and purposes of this association, as they may deem suitable therefor, which tract, when so leased or purchased, shall be leased or conveyed to the said corporation, and shall be the only land held and used by them for the purposes contemplated by the provisions of this act; *provided*, that such tract of land shall be located in the county of Middlesex. Commissioners to purchase land.

5. *And be it enacted*, That the objects of said association shall be to improve the condition and breed of horses and cattle in the state, and for carrying out the objects of this act said association may hold one or more meetings upon their grounds in each year, for the exhibition of such animals as the directors, or a majority of them, may deem proper, and may offer and give such premiums, as a majority of the directors may agree upon, for superiority in the objects sought for, such premiums, however, not to exceed the surplus net revenue of the said association in any one fiscal year; and said association shall have power to let, rent or lease unto any agricultural or other society organized for the purposes contemplated in this act, the grounds and improvements belonging to said association. Objects.

6. *And be it enacted*, That for the purpose of further carrying out the provisions of this act, said association shall be allowed to purchase in the manner aforesaid, and to hold such May hold real estate.

New Jersey State Library

real estate, and shall be allowed to purchase and hold such personal estate as may be necessary for the purposes of said association.

7. *And be it enacted*, That this act shall take effect immediately, and shall continue in force for thirty years.

Approved March 6, 1862.

CHAPTER LXXII.

AN ACT to incorporate the Alpine Cemetery Association.

Names of corporators.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Edward J. Hall, Samuel Dally, John Manning, James Valentine, William Paterson, William H. Berry and William King, and their associates, be and they are hereby made a body politic and corporate in law, by the name of "The Alpine Cemetery Association."

May hold land for purpose of a cemetery.

2. *And be it enacted*, That the said corporation shall be composed of such persons who are or shall be owners of stock in the said company, and that the said corporation shall have power to take and hold in fee a tract of land situate in the city of Perth Amboy, consisting of about fifteen (15) acres, or such part thereof as they may deem necessary, and such other tract of land as said corporation may hereafter add thereto, for the purpose of a cemetery, not to exceed thirty acres in the whole, and that said corporation may hold such tract or tracts of land for the uses hereinafter mentioned: first, the said corporation may sell or otherwise dispose of the sub-lots in the said cemetery, to be used only as burial places for deceased persons, with the use and privilege of the several

avenues, walks and passages, and may erect on said tract or tracts of land such buildings and accommodations as they may deem suitable for the establishment; second, the sub-lots shall be conveyed to the respective purchasers in fee on the payment of the purchase money, and the purchaser, his or her heirs or assigns, shall have the exclusive use and occupation thereof, only for the interment of deceased persons, with the common use of the walks, passages and avenues, subject to such regulations as may be established by said corporation for digging graves, building vaults, enclosing, ornamenting and preserving said plots.

Board of directors.

3. *And be it enacted*, That there shall be a board of seven directors, who shall be elected by and from among the stockholders, on the first Monday in May next; and immediately after such election the said directors shall divide themselves into three classes, the first to hold their office for one year, the second for two years, and the third for three years; and the said directors, when so chosen, shall determine the time for each annual election thereafter; the said directors shall elect from their own number a president, vice president, treasurer and secretary annually; they shall have power to fill vacancies in their own number, shall have the sole charge, superintendence and control of the said cemetery; and until the first election of directors the corporators in the first section of this act named shall be the said directors, and act until others are chosen in their stead.

Officers.

May raise money for improvements and to embellish cemetery.

4. *And be it enacted*, That the said corporation shall raise the sum of five thousand dollars, to be expended in the purchase, embellishment and improvement of land for said cemetery, the erection of fences, buildings and structures therefor, which sum shall be the capital stock of said company, and be divided into five hundred shares, of ten dollars each; that one-half the net proceeds of all sales of lots shall be appropriated or funded for the embellishment and maintaining the improvements of said cemetery grounds, and the other half shall belong to and be divided among the stockholders according to their several interests; and if any part of the said proceeds shall be funded for the embellishment of said cemetery, as aforesaid, the same shall be free from all taxes or assessments, and no taxes shall be imposed on lot owners therefor.

Trnsfers.

5. *And be it enacted*, That the rights of individual lot holders shall be created by deed from the president or vice president, under the common seal of said corporation; and transfers of such rights may be made among individuals by simple

assignments annexed to said deeds, but no such assignments shall be valid unless presented to the treasurer or secretary of said company and noted in their books.

Regulations.

6. *And be it enacted.* That any association of persons for benevolent purposes, and also any religious society, may purchase and hold lots in said cemetery, in which they may bury agreeably to any peculiar rites or ceremonies of their own, subject only to the rules and regulations of the cemetery; but no lot or plot of ground laid out on the map of said company, and numbered as separate lots, shall ever be subject to division, although the same may be held in undivided shares.

Former act adopted.

7. *And be it enacted,* That the provisions of the act entitled "An act authorizing the incorporation of rural cemetery associations," so far as they are not inconsistent with the provisions of this act, be and the same are hereby made part of this act.

8. *And be it enacted,* That this act shall take effect immediately.

Approved March 11, 1862.

CHAPTER LXXIII.

AN ACT to incorporate the Ivanhoe Manufacturing Company.

Names of corporators.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey,* That Henry V. Butler and Robert L. Taylor, and the survivor of them, and all such persons as may be hereafter associated with them or the said survivor, their successors and assigns, shall be and they are hereby constituted a body politic and corporate in fact and in name,

by the name and style of "The Ivanhoe Manufacturing Company," for the purpose of manufacturing paper in the county of Passaic, in this state, and of selling the same, and carrying on the business incident thereto; and by the same name they and their successors and assigns shall have power and continue a body politic and corporate, and be capable in law of suing and being sued, impleading and being impleaded, answering and being answered unto, in all courts of law and of equity, or in any other place whatever; to make and use a common seal, and the same to alter and renew at pleasure; and they and their successors and assigns, in their corporate name, shall be able and capable to acquire, purchase, receive, have, hold and enjoy any lands, tenements, hereditaments, goods and chattels, of what kind or quality soever, necessary or useful for the said corporation to carry on the manufacturing operations above mentioned, and all other real estate which shall have been bona fide mortgaged to the said corporation by way of security, or conveyed to them in satisfaction of debts previously contracted in the course of business, or purchased at sales upon judgments which shall have been obtained for such debts; *provided always*, that the funds of said corporation, or any part thereof, shall not be applied, used or employed, at any time, in banking operations. Powers. Objects. Proviso.

2. *And be it enacted*, That the stock, property and concerns of said corporation shall be managed and conducted by five directors, being stockholders, one of whom shall be president, who shall hold their offices for one year; and the said directors shall be chosen on the second Tuesday in May of every year; and public notice shall be given of the time and place of holding every such election, not less than ten days previous thereto, in one or more newspapers printed nearest the place where said election shall be made; and said election shall be made by such of the stockholders as shall attend for that purpose, either in person or by proxy; and each stockholder shall be entitled in person or by power of attorney, to as many votes as he or she shall hold shares of the capital stock of said company, and the persons having the greatest number of votes, being stockholders, shall be directors; and the directors chosen at one election shall be capable of serving by virtue thereof, until another election shall have been had; and the directors so chosen may appoint such officers, superintendents and agents, and assign such compensations as they shall think fit, not less than a majority of the whole number of directors being present when the same shall Five directors. How elected.

Vacancies. be done; and if it shall at any time happen that any vacancy or vacancies occur by death, resignation or otherwise, among the directors, officers or superintendents, such vacancy or vacancies shall be filled by such person or persons as the remainder of the directors for the time being, or a majority of them, shall appoint; and the first directors shall be Henry V. Butler, Robert L. Taylor, Aaron S. Pennington, E. Boudinot Colt and Andrew Derrom, who shall hold their offices until the second Tuesday in May next, and until others are legally chosen.

First directors

Capital stock. 3. *And be it enacted*, That the capital stock of said company shall be four hundred and fifty thousand dollars, which may be increased to six hundred thousand dollars, and shall be divided into shares of one hundred dollars each; but so soon as the sum of four hundred thousand dollars of the said capital stock shall have been subscribed and paid, or satisfactorily secured to be paid, it shall and may be lawful to and for the said company to commence their said business, and, with that capital, conduct and carry it on, until they shall deem it expedient to extend their operations, and the capital necessary for that purpose, which they are hereby authorized to do, from time to time, to the amount of six hundred thousand dollars, hereinbefore mentioned; and it shall be lawful for the directors of the said company to call and demand from the said stockholders respectively all such sums of money by them subscribed, at such times and in such proportions as they shall deem proper, under pain of forfeiting the shares of the said stockholders, and all previous payments thereon, if such payments shall not be made within sixty days after a notice shall have been published, for the space of thirty days, in one or more newspapers published in or near the place where such payments shall be required to be made.

May increase to $6000,000.

How installments paid.

Stock to be personal estate. 4. *And be it enacted*, That the stock and property of the said corporation, of whatsoever nature or kind, shall be deemed personal estate, and be transferable in such manner as the directors may prescribe; *provided*, that no dividends shall be made to and among the stockholders, except from and out of the profits of the said corporation.

Failure to elect not to forfeit charter. 5. *And be it enacted*, That in case it shall at any time happen that an election shall not be made on the day that, pursuant to this act, it ought to be made, the said corporation shall not for that cause be deemed to be dissolved, but it shall and may be lawful to hold such election on such other day, in the manner aforesaid, as shall be prescribed by the directors.

6. *And be it enacted*, That a majority of the directors for the time being shall form a board for transacting the business of said corporation, and shall have power to ordain, establish and put in execution such by-laws, ordinances and regulations as shall seem necessary and convenient for the government, management and disposition of the stock, effects and concerns of the said corporation; *provided*, the same are not contrary to the laws and constitution of the United States or of this state. Quorum. Proviso.

7. *And be it enacted*, That the directors shall at all times keep or cause to be kept, proper books of accounts, in which shall be regularly entered all the transactions of the said corporation; which books shall at all times be open to the inspection of the stockholders of the said company, or their legal attorney or attorneys; and further, that no transfer of stock shall be valid or effectual until such transfer shall be entered or registered in the book or books to be kept by the president and directors for that purpose. Books to be kept. Transfers.

8. *And be it enacted*, That the said company may be dissolved at a general meeting of the stockholders specially summoned for that purpose; *provided*, at least three-fourths in value of the stockholders shall be present or represented therein; and upon such dissolution the directors for the time being, and the survivor and survivors of them, shall be ipso facto trustees for settling all the affairs of said corporation, disposing of its effects, recovering and paying its debts, and dividing the surplus among the stockholders in proportion to their respective interest in the stock; unless the stockholders at such general meeting shall appoint other persons, not less than three, nor more than five in number, for such purpose, in which case the persons so appointed, and the survivors or survivor of them shall be trustees and trustee for the purpose aforesaid. How dissolved. Proviso. Trustees.

9. *And be it enacted*, That this act shall be and continue in force for and during the term of twenty-one years. Time.

10. *And be it enacted*, That this act shall take effect immediately.

Approved March 11, 1862.

CHAPTER LXXIV.

AN ACT to vest in a majority of the Board of Directors of the Hoboken and Weehawken Horse Railroad Company the usual powers of directors.

Preamble. WHEREAS, doubts may arise whether the powers of said corporation are not to be exercised by a majority of the stockholders in general meeting, and it is desirable that the board of directors should possess the same;

Business, how managed. 1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the business of the said corporation shall be conducted and managed by the board of directors of the said corporation, a majority of whom shall make a quorum; and such majority shall and may dispose of the unsubscribed stock of said corporation; and in case of the death, resignation or removal of the president or any director, such vacancy may be filled until the next election by the board of directors, or a majority of them; and the

Board of directors. board of directors, or a majority of them, shall have and may exercise all the powers given to the said corporation, or the directors thereof, by this act or the acts relating to said corporation, or by any other law of the state; and that all acts of the majority of the said directors heretofore done shall be valid and binding upon said corporation in the same manner as if the said majority of said directors, by the original act approved on the fourteenth day of February, eighteen hundred and sixty, had been given the powers hereinbefore contained.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 11, 1862.

CHAPTER LXXV.

A supplement to the act entitled "An act to incorporate the Westfield and Hackensack Horse Railroad Company," approved March twenty-second, eighteen hundred and sixty.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the time for the commencement and completion of the railroad authorized by the act to which this is a supplement, be extended for five years from the time fixed by said act. Time extended.

Approved March 11, 1862

CHAPTER LXXVI.

A further supplement to the act entitled "An act to incorporate the Gloucester Turnpike Company," approved March fifth, eighteen hundred and fifty.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the said "The Gloucester Turnpike Company," their agents, superintendents, engineers, and all persons employed by them, with carts, wagons, and other carriages, and with beasts of burthen and draught, and all necessary materials, tools and imple- May enter on lands.

ments, to enter upon all lands contiguous or near to the said road, doing as little damage thereto as possible, repairing any break they may make in the enclosures thereof, and to make all ditches and underdrains across and through such lands, as are necessary for the proper draining of said road, and to take and carry away stone, gravel, clay, sand, earth or other materials therefrom, suitable for making or repairing said road; and if the said company or their agents, and the owner or owners of such required land or materials cannot agree as to the price of the same, it shall be the duty of any justice of the supreme court of this state or any judge of the court of common pleas of the county of Camden or Gloucester, upon application of either party, and after six days' notice in writing to the opposite party of such application, and after hearing the parties, to appoint three disinterested, impartial and judicious freeholders, residents of this state, commissioners to assess the price or value of such land or materials as may be required by said company, and all damages that may be sustained by reason of the appropriation of the same to the use of said company, who shall, before they enter upon the duties of their appointment, be duly qualified according to law faithfully and impartially to execute the duties thereof, and after six days notice in writing to both parties of the time and place, shall meet, view the premises, hear the parties, and evidence if desired, and thereupon make such decision or award as to them may appear just and equitable, and transmit such award and decision in writing, under their hands and seals, or the hands and seals of a majority of them, to the clerk of the county in which said lands do lie, to be by him filed as a public record, and certified copies taken if desired by either party; and upon payment or tender of the sum so awarded by the commissioners, the said company or their agents may enter upon said land, or remove all such materials as shall have been appraised as aforesaid; and when by reason of any legal incapacity, or the absence of the owner or owners of such land or material, no agreement can be made with said company, then it shall be the duty of said company to pay the amount of any award made in behalf of any such persons by commissioners appointed as aforesaid, into the court of chancery, to the clerk thereof, subject to the order of said court, for the use of said owner or owners.

Compensation to owners, how made

Commissioners.

Payment, how made.

Repealer.

2. *And be it enacted*, That the thirteenth section of the act to which this is a supplement be and the same is hereby repealed.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 11, 1862.

CHAPTER LXXVII.

A further supplement to "An act to authorize the construction of works for the purpose of supplying Jersey City and places adjacent with pure and wholsome water," approved March twenty-fifth, eighteen hundred and fifty-two.

May issue bonds.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the board of water commissioners to cause improvement certificates to be issued under the hand of their president, attested by the signature of the registrar to said board, in such sums as may seem to them necessary in payment for the construction of sewers or their appurtenances, now or hereafter to be authorized to be constructed by them, and that the same shall be made payable with such rate of interest, not to exceed seven per cent. per annum, as they may deem best, which said certificates shall be paid out of the moneys realized from the assessments imposed for such sewers or appurtenances; and in default of the collection of the same within eighteen months of the date thereof, they the said water commissioners will, on thirty days' written notice by the holder, cause the same to be paid, with the interest which shall accrue on the same.

Certificate.

2. *And be it enacted*, That the said certificates shall be made transferable by endorsement, and be of like validity as

to the security for their payment, as the evidences of indebtedness now authorized to be issued by the act and the supplements thereto, to which this act is a supplement.

Notice to be given.

3. *And be it enacted*, That it shall be sufficient to give public notice, referred to in the eighth section of the act to which this is a further supplement, in any two of the newspapers published in the county of Hudson, and that it shall not be necessary to publish them elsewhere, unless such further publication shall be deemed desirable by the said board of water commissioners.

Repealing clause.

4. *And be it enacted*, That the words "and the first Tuesday in January," where the same occur in the twelfth section of the act to which this is a further supplement, and also where the same occur in the eighteenth section of the supplement to the said act, approved on the sixteenth day of March, in the year eighteen hundred and fifty-four, be and the same are hereby stricken out.

When a main sewer to be built.

5. *And be it enacted*, That whenever any of the owners of lots fronting on any avenue or street in Jersey City, running east and west, shall petition the mayor and common council of Jersey City to build a main sewer in said avenue or street, it shall be lawful for the water commissioners of Jersey City, on the request of the mayor and common council, to build said main sewer, and also such portions of the lateral sewers connected therewith, as they may deem expedient, and assess the cost of the same upon the property benefitted thereby, as directed in the act to which this is a supplement.

Owners may drain lands into sewers.

6. *And be it enacted*, That the water commissioners may permit parties owning lots off the line of any main sewer or lateral, to drain the said land into the said sewer or lateral, upon payment of such annual sum as they may deemer proper, and such sum shall be a lien upon said real estate, and shall be collected in the same manner in which assessments for sewers are or may be collected in said city.

Repealer.

7. *And be it enacted*, That all acts or parts of acts heretofore passed inconsistent with this act, be and the same are hereby repealed.

8. *And be it enacted*, That this act shall be deemed a public act, and take effect immediately.

Approved March 11, 1862.

CHAPTER LXXVIII.

A supplement to an act entitled "An act to provide for the support of the Government of this State, and to fix the salaries of the public officers," approved April fourth, one thousand eight hundred and forty-five.

Governor's salary.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the governor of this state for the time being shall be entitled to receive an annual salary of three thousand dollars, to be paid in the manner specified in the act to which this is a supplement, and he shall receive no perquisites or other compensation whatsoever as a member of the court of pardons or otherwise.

Fees to be paid to the Treasurer by Secretary of State.

2. *And be it enacted*, That all fees to which the governor is now by law entitled, for licenses and for seals to exemplifications, commissions, certificates or other papers, shall hereafter be collected by the secretary of state and paid to the treasurer for the benefit of the state; and the secretary of state shall annually report to the legislature an account of the fees to which the state shall be entitled by virtue of this act, giving an accurate and full account of the documents and papers issued for which any such fees are by law chargeable, and if he shall fail to collect the same, he shall be chargeable with the amount thereof.

Repealer.

3. *And be it enacted*, That all acts and parts of acts inconsistent with the provisions of this act, be and the same are hereby repealed.

When to take effect.

4. *And be it enacted*, That this act shall go into operation and take effect on the third Monday in January, eighteen hundred and sixty-three.

Approved March 11, 1862.

CHAPTER LXXIX.

AN ACT to incorporate the Trenton Arms Company.

Names of corporators.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Aaron H. Vancleve, Charles Moore, Joseph G. Brearley, Joseph C. Potts and Andrew G. M. Prevost, and their associates, shall be and they are hereby declared to be a body corporate and politic in fact and in law, by the name of "The Trenton Arms Company," for the purpose of manufacturing cannon, mortars, muskets, rifles, pistols, swords, shot and shell, and every description of instruments of war, either in whole or in part, and all articles which relate thereto; and for that purpose may hold such

Objects.

real estate, water privileges, machinery and effects, as may be needful to carry on the said business, or may accrue to them in the course thereof, and may sell, mortgage, lease, or otherwise dispose of the same.

Capital stock.

2. *And be it enacted*, That the capital stock of the company shall be one hundred and fifty thousand dollars, divided into shares of five hundred dollars each; and the persons named in the first section of this act are hereby appointed commissioners to receive subscriptions to said capital stock, at such place in the city of Trenton as a majority of them may appoint, giving at least five days' notice in two newspapers published in said city; and as soon as the whole of said stock is subscribed, the said commissioners shall, by a like notice, call the first meeting of the stockholders, for the purpose of organizing said company.

Election of officers.

3. *And be it enacted*, That the business of said corporation shall be managed by not less than three nor more than five directors, all of whom shall be stockholders, and one of whom shall be president, who shall hold their offices for one year, and until others are elected in their stead; and every year thereafter, at such time and place, and upon such notice as the by-laws may appoint, an election shall be held, at which election every stockholder shall be entitled to one vote, either in person or by proxy, for every share of stock he may own.

owers.

4. *And be it enacted*, That the directors of said corporation shall have power to make by-laws for its government,

not inconsistent with the laws of this state or of the United States, and may appoint such subordinate officers as the business of the corporation may require.

Stock to be personal estate.

5. *And be it enacted*, That the stock of said corporation shall be deemed personal estate, and shall be transferred in such manner as the by-laws may prescribe; but no dividends shall at any time be made to the stockholders except from the net profits of the corporation.

May increase to $400,000.

6. *And be it enacted*, That the said corporation may from time to time hereafter increase the said capital to any sum not exceeding four hundred thousand dollars, giving ten days' notice of their intention to do so in two of the newspapers printed in Trenton.

Books to be kept.

7. *And be it enacted*, That regular books of account shall be kept in the office of said company in the city of Trenton, to which books every stockholder shall have free access at all reasonable times, for the purpose of inspection.

General powers.

8. *And be it enacted*, That the corporation hereby created shall possess the general powers and be subject to the general restrictions and liabilities set forth in "An act concerning corporations," approved on the fourteenth day of February, eighteen hundred and forty-six, so far as the same are applicable; and the legislature may at any time hereafter modify or repeal the same.

Approved March 11, 1862.

CHAPTER LXXX.

A further supplement to an act entitled "An act to incorporate Jersey City," approved March eighteenth, one thousand eight hundred and fifty-one.

Common council may license inns and tavern.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That in addition to the powers enumerated in the forty-second section of the act to which this is a supplement, the said common council shall have power to license and regulate inns and taverns, and regulate the sale of spirituous or intoxicating liquors within the limits of said city.

Repealer.

2. *And be it enacted*, That all acts or parts of acts in any way conflicting with or contravening the true intent and meaning of this act, be and the same are hereby repealed.

Public act.

3. *And be it enacted*, That this act shall take effect immediately, and shall be deemed a public act.

Approved March 11, 1862.

CHAPTER LXXXI.

A supplement to an act entitled "An act to incorporate Jersey City."

Repealer.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the supplement to an act entitled "An act to incorporate Jersey City," as approved March

twenty-first, one thousand eight hundred and sixty, be and the same is hereby repealed.

2. *And be it enacted*, That the members of the police department of Jersey City, with the exception of the chief of police, shall be appointed in the manner directed in the act to which this is a supplement, and that they shall hold office during good behavior. Police department.

3. *And be it enacted*, That an act amendatory to an act entitled "A supplement to an act entitled 'an act to incorporate Jersey City,'" approved March sixth, one thousand eight hundred and sixty-one, be amended by inserting after the word "every," where the same occurs in the second section of said act, the word "third." Amendment.

4. *And be it enacted*, That all acts and parts of acts inconsistent with this act, be and the same are hereby repealed, and that this act shall take effect immediately; *provided*, that nothing herein contained shall be construed as in any manner affecting the present regular patrolmen. Repealer. Proviso.

Approved March 11, 1862.

CHAPTER LXXXII.

A further supplement to the act entitled "An act concerning taxes," approved April fourteenth, one thousand eight hundred and forty-six.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the warrants hereafter issued for the collection of delinquent taxes in the townships or wards of this state, by virtue of the act entitled "An act con- Collector to collect delinquent taxes.

cerning taxes," approved April fourteenth, one thousand eight hundred and forty-six, shall be directed and delivered to the collector of taxes of the township or ward; and the said collector shall, in the execution of said warrant, have the same power, shall perform the same duties, be subject to the same forfeitures, and receive the same compensation as is prescribed to the constables by the provisions of the before mentioned act; *provided*, that the provisions of this act shall not be held to apply to any city specially incorporated by the laws of this state.

2. *And be it enacted*, That all acts and parts of acts inconsistent with this act, be and the same are hereby repealed.

Approved March 11, 1862.

CHAPTER LXXXIII.

Supplement to an act entitled "An act to divide the township of North Bergen, in the county of Hudson," passed February twenty-eighth, one thousand eight hundred and sixty-one, erecting the township of West Hoboken, &c.

Township may improve roads.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it may and shall be lawful for the inhabitants of the township of West Hoboken, in the county of Hudson, to grade, improve and regulate the streets, roads, lanes, alleys, avenues, public highways, street crossings, sewers and sidewalks within the limits of said township, as hereinafter provided; and for the purposes of this act, all the streets, roads, lanes, alleys, avenues and public highways now in public use, and that shall hereafter be laid out and dedicated to public use within the limits of said township, are

hereby declared to be public highways, and are erected into one or more road districts, under the supervision of the township committee of West Hoboken, and subject to the provisions of this act; and it is hereby specially provided that a majority of the members of said committee shall be a quorum for the transaction of any and all business incumbent upon said committee under the provisions of this act.

Committee may regulate expenses to be paid by tax.

2. *And be it enacted*, That the said township committee shall, within ten days after the next annual township election of said township, meet and consider what streets, roads, avenues, public highways, street crossings and grading for sidewalks need improvements first, what the improvements shall be, and the time and manner of making them, and cause the same to be made in the following manner, namely: said committee shall give at least ten days' public notice, by posting in at least five public places in said township, calling attention to the various improvements determined upon by them as aforesaid to be made, and inviting sealed proposals for the same; and on a day and hour certain named in said notice, said committee shall meet, open and examine said proposals, and shall proceed to and make contract for the said improvements to be made, in whole or in part, or parts, with the lowest responsible bidder or bidders, it being provided, however, that the said committee may, at their option, reject any or all of the said proposals; and in case any bidder or bidders aforesaid shall fail to qualify to the satisfaction of said committee for the faithful and due performance and fulfilment of any contract that shall have been made by him or them with said committee for any of the aforesaid work and improvements, or in case said committee shall have rejected all of the aforesaid proposals, then the said committee shall direct the overseer of roads and public highways of said district, or any other party or parties, at their option, to do the same; and, subsequently, from time to time, the said committee and their successors in office shall meet and consider what further improvements are needed, and cause the same to be made in the manner aforesaid; and all the expenses of all the aforesaid work and improvements shall be paid by the said committee out of the moneys assessed and collected as the annual tax for repairing roads and highways in said township, under the provisions of the act to which this act is a supplement, and the general laws of the state of New Jersey, which annual tax shall not, in any one year, be less than five hundred dollars, nor more than fifteen hundred dollars, or out of

any other funds for said purpose in the hands of said committee; and the money raised by the aforesaid annual tax shall be used for grading, regulating and improving the streets, roads, avenues, public highways, sewers, street crossings and grading sidewalks, and for no other purpose whatever, except that an amount not exceeding two hundred dollars, in any one year, of the same, may be held as a reserved fund, and may be used by the said committee as hereinafter provided.

Streets and sidewalks regulated.

3. *And be it enacted*, That as soon as the said township committee shall have graded, or cause to be graded, any sidewalk or sidewalks and laid crosswalks, in any of the streets, roads, highways, or portions of the same within the limits of said township, then it shall be incumbent upon each and every landholder whose land or lands adjoin said graded sidewalk or graded sidewalks, to cover the same with flagstones or planks, and keep the same in good condition in front of his or her own said land or lands, at his or her own expense, according to the width that shall be established by said committee, and subject in all respects to the approval of said committee; *provided, however*, that no plank or flagstone walk shall be required to be laid, under the provisions of this act, in any of the streets or roads west of the B line in said township and south of the lands of James Kerrigan; public notice shall be given by said committee, directing and commanding each and every such said landholder to cover the said graded sidewalk or sidewalks in the manner aforesaid, within thirty days after the date of said notice; and in case any landholder or landholders shall refuse or neglect to cover as aforesaid the said graded sidewalk or sidewalks in front of and adjoining his, her or their own land or lands as aforesaid, within thirty days after the said public notice by the said committee, commanding the same to be done, shall have been posted in at least five public places along said streets, roads or public highways, where the said graded sidewalk or sidewalks shall be required by said committee to be covered, by each and every landholder as aforesaid, then the said committee shall cause the same to be done in each and every case of such said refusal or neglect; and the said township committee are hereby authorized and empowered to collect the expenses in each and every such said case from each and every such said landholder or landholders, by whose said refusal or neglect said expenses shall have been incurred; and in case any such said landholder or landholders shall refuse to pay the expenses for the same on the demand of the said commit-

Proviso.

Expenses, how collected.

tee, or a majority of them, then it shall be lawful for the said township committee, or a majority of them, to issue their warrant, under their respective hands and seals, to any constable of the said township, commanding him to collect the same, and he shall thereupon collect the same, according to the laws of the state of New Jersey for the collection of taxes; and pending the collection of said expenses, or any portion of the same, as aforesaid, from said delinquents, or any of them, the said committee are hereby authorized and empowered to draw upon the fund of said township, created by the collection of the annual assessment and tax of said township for repairing roads and highways, to an amount not exceeding two hundred dollars in any one year, and to pay the said expenses out of the amount so drawn from said fund; and the amount so drawn and used for said purpose shall be reimbursed to said fund as soon as it shall be collected, or any portion of it, as hereinbefore provided: and in case any land or lands shall be sold for the collection of said expenses on account of any delinquent or delinquents, under the provisions aforesaid, said delinquent or delinquents, or any other person or persons entitled to act for them and in their stead, or any of them, shall have the privilege of redeeming his, her or their title or titles to said land or lands thus sold, at any time within two years after such sale, on the payment in full of all the expenses on account of which said sale shall have been made, together with interest thereon, and all fees, costs, charges and expenses of said sale, and all other taxes and expenses of whatsoever kind that shall have been assessed and collected by said township, county and state aforesaid, together with interest on the same, and all the same aforesaid expenses, fees, costs, charges and taxes at the rate of twelve per cent. per annum.

Land may be sold.

Power to redoem.

4. *And be it enacted*, That it shall be lawful for the said township committee to pass and enforce all such by-laws and ordinances from time to time as they shall judge proper for regulating, cleaning and keeping in good repair and condition the streets, roads, public highways, street gutters and sidewalks within the limits of said township, preventing and removing all obstructions, encroachments and nuisances in and upon the same, preventing riding and driving upon the sidewalks, and prohibiting, by such fines and penalties as they shall deem suitable, the running at large of any domestic animal or animals which they shall deem obnoxious as nuisances, and such as are and may be liable to do injury to trees along the public highways, and to fields, yards and gardens that

By-Laws.

might be casually exposed to their incursions and depredations.

Tax on dogs.

5. *And be it enacted*, That it shall be lawful for the assessor or collector of said township to assess and collect from each and every person resident in said township, who shall keep or harbor any dog or bitch, the amount of fifty cents for each and every dog or bitch so kept and harbored within the limits of said township; and the money so assessed and collected shall be held and used by the said township committee for township purposes.

Official bond to be filed.

6. *And be it enacted*, That the said township committee are hereby directed to elect one of their number treasurer of the township of West Hoboken, who shall be required to file a bond with the clerk of said township for the faithful discharge of his duties as said treasurer; said bond shall be satisfactory to said committee, and shall be in amount equal to at least double the amount of the annual assessment and tax voted at the annual election of said township, to be placed in the hands of said committee for township purposes.

Bond of Inspectors.

7. *And be it enacted*, That the officers constituting the board of inspectors of elections in said township shall not be ineligible to any elective office in said township, except the office of justices of the peace; and that the superintendent of common schools for said township shall be ex officio one of the inspectors of election.

Amendment of former act.

8. *And be it enacted*, That section sixth of the act to which this act is a supplement, authorizing the inhabitants of the township of West Hoboken to elect, in addition to other township officers, "one assessor and one collector, (who shall also act as collector of delinquent taxes, as constable, pursuant to section eighteen of 'an act concerning taxes,' approved April fourteenth, eighteen hundred and forty-six,") be amended in so far that from and after the expiration of the official terms of the present incumbents of said offices, all the duties of said officers shall devolve upon one and the same officer, and shall belong to one and the same township office; and the official designation of said officer shall be "assessor and collector, and collector of delinquent taxes," of the township of West Hoboken, and only one person shall be elected by said township for the performance of the aforesaid duties of assessor, collector, and collector of delinquent taxes, as aforesaid.

Repealer.

9. *And be it enacted*, That all acts and parts of acts inconsistent with this act be and the same are hereby repealed.

10. *And be it enacted*, That this act shall take effect immediately.

Approved March 11, 1862.

CHAPTER LXXXIV.

AN ACT to incorporate the Englishtown Turnpike Company.

Names of corporators.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the subscription books of the capital stock of the Englishtown Turnpike Company shall be opened by Jacob Keeler, Benjamin Dey, John Rue, James English, Martin Vorhees, Garret Conover and Aaron Reid, or a majorty of them, who are hereby appointed commissioners to receive subscriptions to the said stock, at such times and such places as they, or a majority of them, may direct, giving notice at least twenty days prior to the opening of said books, by publishing the same in at least two of the newspapers published in this state.

Capital stock.

2. *And be it enacted*, That the capital stock of said company shall be three thousand dollars, with liberty for the said company to increase the same to ten thousand dollars, and shall be divided into shares of twenty-five dollars each, and when one hundred shares shall be subscribed for the persons holding the same shall be and they are hereby incorporated into a company by the name of "The Englishtown Turnpike Company," and by that name shall have, enjoy and exercise all the rights, powers and privileges appertaining to corporate bodies, and necessary to carry the objects of this act into effect.

Name.

Payments of installments.

3. *And be it enacted*, That at the time of subscribing for said stock two dollars shall be paid upon each share subscribed for to the commissioners, or any of them, which money shall be paid over to the treasurer of the company as soon as one shall be appointed, and the residue of the subscriptions shall be paid in installments, at such times and such places and to such persons as the president and directors of the company shall from time to time direct, and give public notice thereof in manner aforesaid; and upon failure of the payment thereof, as so directed, the president and directors shall have power to forfeit the shares of each and every person so failing to pay the said installments, or any of them, to and for the use of said company; *provided*, that if the number of the shares subscribed for shall exceed the number of shares authorized by this act, that the said commissioners shall apportion the said stock among such subscribers in proportion to the amount or number of shares by them subscribed for as aforesaid; *provided also*, that no subscription for less than four shares of said stock shall be reduced by such apportionment; *provided also*, that the stockholders shall, upon request, have the right to pay the stock subscribed, except the first installment, by work upon the said road, they doing the work as cheaply as it otherwise can be done, under such regulations, at such time, and upon such notice by either party as the directors may determine.

Proviso.

Proviso.

Restriction.

4. *And be it enacted*, That if the number of shares hereinbefore made necessary for the incorporation of the said company be not subscribed for within three years from the time of opening the said subscription books, this act and all the subscriptions under it shall be null and void; and the said commissioners, after deducting thereout the expenses incurred, shall pay the residue of the money paid in to the respective subscribers, or their representatives, in proportion to the sums paid in by them.

Meetipg of stockholders.

5. *And be it enacted*, That when one hundred shares of said stock shall be subscribed for, the said commissioners shall call a meeting of the stockholders, giving at least twenty days' notice of the time and place of said meeting, as hereinbefore directed with regard to the opening of said books, at which meeting the subscription books shall be laid before the stockholders, who shall thereupon proceed to elect by ballot seven directors, a majority of whom shall be citizens of this state, to manage the affairs of said company for one year, of which election the said commissioners, or a majority of them,

shall be judges; and at the expiration of that term, and annually thereafter, upon like notice to be given by the directors for the time being, the said stockholders shall elect by ballot the same number of directors, a majority of whom shall be citizens of this state as aforesaid; and at every such election, and in all other cases in which the stockholders shall be entitled to vote, a vote may be given for each share of the holder or holders thereof either in person or by proxy.

President to be elected.

6. *And be it enacted*, That within twenty days after the annual election as aforesaid, the said directors shall elect from among their number a president of their said company, who shall be a citizen of this state and resident in the county of Monmouth, who shall hold this office for one year and until another shall be elected, and receive such compensation for his services as a majority of the said directors shall direct, and shall be the presiding officer at all meetings of said directors, and shall have the casting vote when they shall be equally divided; he shall have charge of the seal of the company, and shall appoint the judge or judges of all elections of the stockholders; or, in case of his death, absence, or inability so to do, the said directors shall appoint some other suitable person, who, for the time being, shall possess the same powers and authority and perform all the duties herein prescribed.

Treasurer, agents, &c., to be elected.

7. *And be it enacted*, That the said directors, or a majority of them, may supply any vacancy occurring in the interval between the annual elections, by death, resignation, removal or refusal to act of any president or director, and may appoint a treasurer, who shall be a citizen of this state and resident in the county of Monmouth, and all officers, agents, superintendents, and other servants that may be required to transact the business of the company, with such compensation as they may determine upon, and may exact from them such security for the due performance of their respective trusts as they may think expedient; they shall regulate the tolls and have the superintendence and direction of all receipts and disbursements, and all other affairs of the company, and may make and enforce such ordinances and by-laws as they may think expedient for regulating the transfers of stock, and for the general government of the company and management of its affairs; *provided*, the same are not repugnant to the constitution or laws of this state or of the United States.

Duty.

8. *And be it enacted*, That at the annual meeting of the stockholders it shall be the duty of the president and directors of the preceding year to exhibit to the stockholders a

full and complete complete statement of the affairs of the company during said term.

Special meetings.

9. *And be it enacted*, That special meetings of the stockholders may be called by order of said president and directors, or by the stockholders owning one-fourth of the whole stock of the company, by giving notice of the time and the place of holding the same, as hereinbefore directed with regard to the annual meetings, which said notice shall specify the particular object of the meeting, but that no business of the company shall be transacted at such special meeting unless a majority in value of the stockholders attend and concur therein, who may require the books, accounts, and all other papers and proceedings of the company, to be exhibited to them by the president and directors.

Failure to elect not to defeat charter.

10. *And be it enacted*, That if, from any cause, any election hereinbefore named shall not be had at the time specified by this act, the same may be made at any other time, on notice as aforesaid; and that until such election be had, the officers of the preceding year shall continue to hold their respective offices until others be elected in their stead, and that this charter shall not be defeated or avoided by reason of the irregularity or want of such election.

May construct road.

11. *And be it enacted*, That it shall and may be lawful for the said company to construct and make a turnpike road, either three or four rods wide, from Englishtown, in the county of Monmouth, to widow Gordon's hotel, in said county, which said turnpike road shall be constructed on and along the public highway leading from Englishtown to Gordon's tavern, and that the width of said turnpike road shall be governed by the width of the public road upon which it may be made; *provided*, that before the said company shall construct the said turnpike road aforesaid along the highway aforesaid, they shall pay to the respective owners of the lands over which the said highway selected for constructing said turnpike upon now passes, all damages which the said owners will sustain by reason of the construction of said turnpike road; and in case said company or any of the said owners cannot agree upon the amount of said damages, then the said damages shall be ascertained and determined, as nearly as may be, in the manner hereinafter provided for for ascertaining and determining the damage which any land owner or owners shall sustain by the taking of stone, gravel or other material from his or her lands, for the constructing or maintaining of said turnpike road; *povided also*, that the said company shall

Proviso.

Compensation to owners of land.

Proviso.

have power to take only the right of way over the lands whereon the said road is to be constructed, paying damages which the owner will sustain thereby; and the commissioners hereafter named, if appointed, shall have power to assess damages for the right of way only.

Grade and description of road.

12. *And be it enacted*, That the said turnpike road shall be constructed at least thirty-two feet in breadth, along the middle, as near as may be, of the said highway, and shall be sufficiently arched and drained to make and keep the same dry, and at least sixteen feet six inches thereof shall be sufficiently bedded and faced with stone or gravel to make a solid, firm and even road at all seasons of the year; and it shall be so graded that in its progress no part of said road shall rise above an angle of six degrees with the plane of the horizon; and the said company shall make good and sufficient bridges along the line of said road, not less than twenty feet in breadth; and whenever the said road in passing over low ground shall be raised so much at the margin or side as to render carriages passing thereon liable to overset, the said company shall cause good and sufficient railings to be erected and maintained on the sides so as to prevent horses and carriages from running off.

May enter on lands.

13. *And be it enacted*, That it shall be lawful for said company, their officers, superintendents, engineers and workmen, with carts, wagons, and other carriages, and with beasts of burden and draught, and all necessary materials, tools and implements, to enter upon all lands contiguous or near to the route of said road, doing as little damage thereto as possible, repairing any breach they may make in the enclosures thereof, and to make all ditches and underdrains across and through such lands necessary for properly draining said road; and that when the said company or its agents cannot agree with the owner or owners of such required lands or materials for the use or purchase thereof, or when by reason of the legal incapacity or absence of such owner or owners no such agreement can be made, a particular description of the land or materials so required for the use of said company in the construction of the said road shall be given in writing, under the oath or affirmation of some engineer or proper agent of the company, and also the name or names of the occupant or occupants, if there be any, and of the owner or owners, if known, and their residence, if the same can be ascertained, to one of the justices of the supreme court of this state, or to one of the judges of the court of common pleas of the county of

On failure to agree with owners.

Monmouth, who shall cause said company to give notice thereof to the persons interested, if known and in this state, or if unknown or out of this state to make publication thereof as he shall direct, for any term not less than twenty days, and to assign a particular time and place for the appointment of commissioners hereinafter named, at which time, upon satisfactory evidence to him of the service or publication of such notice aforesaid, he shall appoint under his hand and seal three disinterested, impartial and judicious freeholders, commissioners to examine and appraise the said land or materials and to assess the damages, upon notice to be given to the persons interested as shall be directed by the justice or judge making such appointment, to be expressed therein, not less than twenty days; and it shall be the duty of said commissioners, having first taken and subscribed an oath or affirmation before some person duly authorized to administer an oath or affirmation, faithfully to examine the matter in question and make a true report according to the best of their skill and understanding, to meet at the time and place appointed and proceed to view and examine the said land or materials and make a just and equitable estimate or appraisement of the value of the same, and assessment of damages to be paid by the said company for such land or materials and damages aforesaid, and to make a report thereof under the hands and seals of the said commissioners, or any two of them, and file the same within ten days thereafter, together with the aforesaid description of the land or materials and the appointment and oaths or affirmations aforesaid, in the clerk's office of the county of Monmouth, to remain on record therein, and shall be recorded by the said clerk; which report, or a copy thereof certified by the clerk of said county, shall at all times be considered as plenary evidence of the right of said company to have, hold, use, occupy, possess and enjoy the said lands or materials, after payment of the value and damages so assessed, and of the right of the said owner or owners to recover the amount of said valuation, with interest and cost, in an action in any court of competent jurisdiction in a suit to be instituted against the company, if they shall neglect or refuse to pay the same for twenty days after demand made of their treasurer, and shall constitute a lien upon the property of the company in the nature of a mortgage; and the said justice shall tax and allow such costs, fees and expenses to the justice, commissioners, clerks, and other persons performing any of the duties prescribed in this

Commissioners to be appointed.

Payment to be made.

section, as he shall think equitable and right, which shall in all cases be paid by the company.

Tolls.

14. *And be it enacted*, That as soon as the said company shall have constructed the said road in a workmanlike manner, according to the several directions in the twelfth section, and the true intent and meaning of this act, it shall and may be lawful for the said company to erect gates or a turnpike across the said road, not exceeding two in number, and to demand and receive toll for traveling each mile, and all fractions over a half a mile of the said road, not exceeding the following rates, to wit:

For every carriage, sleigh or sled drawn by one beast, one cent;
For every additional beast, one cent;
For every horse and rider, or led horse or mule, five mills;
For every dozen of calves, sheep or hogs, one cent;
For every dozen of horses, mules or cattle, four cents;

And it shall and may be lawful for the toll gatherers to stop persons riding, leading or driving any horses, cattle, mules, calves, sheep or hogs, or carriages of burden or pleasure, from passing through the said gates or turnpike until they shall have paid the toll as above specified; *provided*, that nothing in this act contained shall be construed so as to entitle the said company to demand or receive toll of or from any person passing to or from public worship on the Sabbath day, or going to or from a funeral, or any person passing to or from his common business on his farm, or any militiaman passing to or from any training on a muster day appointed by law, or any other military officer or soldier passing or repassing, when called to duty by the laws of this state or of the United States.

Exemptions.

Milestones.

15. *And be it enacted*, That before the said company shall receive toll for traveling said road, they shall cause mile stones or posts to be erected and maintained, one for each and every mile on said road, and on each stone or post shall be fairly and legibly marked the distance the said stone or post is from Englishtown; and shall cause to be fixed and always to be kept up at the gates or turnpikes aforesaid, in some conspicuous place, a printed list of the rates of toll which may be lawfully demanded, and also a board upon which shall be printed in large letters, "Keep to the right as the law directs."

Penalty for malicious injury.

16. *And be it enacted*, That if any person shall wilfully break down, throw down or deface any of the mile stones or posts so erected on the said road, or wilfully tear down or

deface any of the printed rates of toll or directions, or shall cut, break down or destroy, or otherwise injure any gates, turnpikes or bridges that shall be erected pursuant to this act, or shall forcibly pass the same without having paid the legal toll at such gates or turnpikes, such persons shall forfeit and pay the sum of twenty dollars, besides being subject to an action for damages for the same, to be recovered by the said company by action of debt or other proper action, in any court of competent jurisdiction, with costs of suit; and if any person with his or her carriage, team or horse, turn out of the said road to pass a gate or gates, on private grounds adjacent thereto, and enter again on said road, with the intent to avoid the toll due by the virtue of this act, such person or persons shall forfeit and pay three times as much as the legal toll would have been for passing through said gates, to be recovered by the said company, for the use thereof, in an action of debt, with costs of suit.

Penalties.

17. *And be it enacted*, That if any toll gatherers shall unnecessarily delay or hinder any traveler passing at any of the gates and turnpikes, or shall receive more toll than is by this act established, he shall for every such offence forfeit and pay the sum of twenty dollars, with costs of suit, to be prosecuted by and recovered for the sole use of the person so unreasonably hindered or defrauded.

Travellers shall keep to the right.

18. *And be it enacted*, That all the drivers of carriages, sleighs or sleds, of every kind and description, whether of burden or pleasure, or persons on horseback, using said road, shall keep their horses, carriages, sleighs or sleds on the right hand of said road in the passing direction, leaving the other side of the road free and clear for carriages, sleighs, or persons on horseback to pass; and if any person shall offend against this provision, such person shall forfeit and pay the sum of ten dollars to any person who shall be obstructed in his or her passage, and will sue for the same, and shall also be subject to an action for damages for every such offence, to be recovered with costs of suit.

Road to be kept in repair, or gates to be kept open.

19. *And be it enacted*, That if the said company shall not keep the said road and bridges in repair, and complaint thereof shall be made to any justice of the peace of the said county of Monmouth, who may be disinterested, the said justice shall immediately appoint by writing under his hand and seal, three of the township committee of the township wherein the cause of complaint arose, or if it be on the line of any two townships, of either of said townships, which three persons being

disinterested in said road, or a majority of them, on notice being given to the keeper of the nearest gate or turnpike, shall meet at such time and place as the said justice may appoint, and having taken an oath or affirmation to act impartially, shall proceed to view and examine the said road so complained of, and to report to the said justice in writing, under their hands and seals, or under the hands and seals of any two of them, whether it be in such state as the law requires it to be kept; and if the report be unfavorable to the said road, the said justice shall immediately in writing, under his hand and seal, order the keeper of the said gate or turnpike to keep the same open until otherwise ordered, and if the said keeper shall, notwithstanding the order of the said justice to open the said gate or turnpike, exact toll of travelers, he shall for each offence forfeit and pay twenty dollars, to be sued for by any person who will prosecute for the same, in an action of debt, with costs of suit; and the justice shall be allowed for his services fifty cents, and the persons appointed one dollar each, to be paid by the company; and it shall be the duty of the persons so appointed, or a majority of them, on application of said company, again to view the said road, and report as aforesaid their opinion to the said justice, who shall, if authorized by the report of said committee, or any two of them, by license under his hand and seal directed to the toll-gatherer, permit the gates or turnpikes to be shut and the toll to be collected as before, and the said fees shall be allowed and paid as before directed; but if on the first view, as before mentioned, the report of the persons appointed shall be in favor of the company, the same fees shall be allowed as before prescribed, and paid by the person making the complaint; and in case three of the township committee aforesaid are not disinterested, then the said justice shall appoint, in the same manner above prescribed, one or more respectable freeholders in the township or townships, who may be disinterested, to serve in the place and stead of any member or members of the township committee so disqualified.

Limitation.

20. *And be it enacted*, That if the said road is not commenced within three and completed in five years from the passage of this act, that then and in that case this act shall be void.

When a gate to be erected.

21. *And be it enacted*, That when the said company shall have completed any two consecutive miles of said road, according to the directions and true intent and meaning of this

act, it shall be lawful for them to erect a toll-gate across the said road, and demand and receive toll for traveling thereon, agreeable to the foregoing rates.

22. *And be it enacted*, That this act shall take effect immediately.

Approved March 11, 1862.

CHAPTER LXXXV.

A supplement to an act entitled "An act to prevent horses, cattle, sheep and swine from running at large in the townships of Hackensack and Harrington, in the county of Bergen," approved February twelfth, one thousand eight hundred and fifty-two.

Provisions extended.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That all the provisions of the act to which this is a supplement be extended and are hereby extended to the townships of Greenwich and Hopewell, in the county of Cumberland, and to all the townships contained within the limits of the county of Hunterdon, and to the township of Mendham in the county of Morris.

2. *And be it enacted*, That this act shall go into effect immediately on the passage and approval thereof.

Approved March 11, 1862.

CHAPTER LXXXVI.

A further supplement to the act entitled "An act relating to the registering and returns of births, deaths and marriages in the state of New Jersey," approved March third, one thousand eight hundred and forty-eight.

Assessors to act.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the duties required by the first and second sections of the act to which this is a supplement, shall hereafter be performed by the assessors of the several townships and wards of this state; and the said assessors shall transmit to the clerks of their respective townships or cities, annually, on or before the first day of September, the record by them made as required by the said act, and which record shall include the births, deaths and marriages by him ascertained by actual inquiry or otherwise, which have happened within such township during the year next preceding; the said assessor shall annex to said record an affidavit that he has performed the duties required by this act faithfully, to the best of his knowledge and ability; and upon receiving a certificate from the said clerk, that such return has been made to him within the time limited, together with a statement of the whole number of said births, deaths and marriages so returned, the said assessor shall be entitled to receive from the collector of said township five cents for each birth, death and marriage by him so as aforesaid returned, the receipt for which shall be annexed to the said certificate, and no payment shall be made unless such certificate be produced.

Duties and fees.

Towdship clerk.

2. *And be it enacted*, That it shall be the duty of the clerks of the several townships and cities of this state to make a copy of said record into the township or city book for recording births, deaths and marriages, and to transmit to the secretary of state annually, on or before the fifteenth day of September, a certified copy of said record, and upon an acknowledgment from the secretary of state of a receipt of the said copy, the said clerk shall be entitled to receive the sum of five cents for each birth, death and marriage so returned by him; *provided*, that no payment shall be made for said services without a production of said receipt.

Proviso.

Books and blanks to be furnished.

3. *And be it enacted*, That all books and blanks necessary to carry out the provisions of this act shall be sent by the secretary of state to the clerk of each county, who shall distribute them to the several township clerks for the use of the said clerks and assessors; the expenses incurred by the said county clerks shall be paid by the board of chosen freeholders of their respective counties.

Repealer.

4. *And be it enacted*, That the provisions of the act to which this is supplementary, and every part thereof inconsistent with the provisions of this act, are hereby repealed.

Penalty.

5. *And be it enacted*, That every assessor and clerk who shall fail to comply with the requirements of this act, shall be liable to a penalty of twenty-five dollars, to be recovered by an action of debt in the name and for the use of the overseers of the poor of the township of which said assessor or clerk are officers, in any court of competent jurisdiction; and the said overseers are required to commence said suit upon receiving notice from the secretary of state that such record has not been received in his office within the time above limited.

6. *And be it enacted*, That this act shall have immediate effect.

Approved March 11, 1862.

CHAPTER LXXXVII.

AN ACT to incorporate the town of Bergen.

Township of Bergen incorporated.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That all that part of the county of Hudson which now constitutes the township of Bergen, be and the same is hereby formed into a town corporate, to be designated and known in law as "The Town of Bergen;" and all

the citizens of this state who are now, or hereafter may be, inhabitants within said limits, shall be and they are hereby constituted a body politic and corporate in law, by the name of "The Town of Bergen," instead of as heretofore by the name of "The Inhabitants of the township of Bergen, in the county of Hudson;" and they shall have all the rights and privileges of any township of this state, not hereby expressly abrogated, altered or avoided, and they shall have all the powers of a municipal corporation necessary for carrying out the objects of this act; and for general purposes not provided for by this act, the said "The Town of Bergen" shall be considered a township. Name.

2. *And be it enacted*, That the officers of said town shall consist of seven councilmen, a town clerk, who shall also be the clerk of elections, one or more assessors, a collector, a superintendent of schools, three commissioners of appeals, one freeholder, commonly called a chosen freeholder, two surveyors of the highways, one or more overseers of the poor, two or more constables, and two or more overseers of the highways, two or more poundkeepers, three judges of elections, one treasurer, and one collector of arrears of taxes and assessments; all of which officers shall hold their office for one year and until others are chosen and qualified in their stead; which officers, except the town clerk, the treasurer, and the collector of arrears of taxes and assessments, shall be elected annually, on the second Tuesday in April, in the same manner as township officers are now elected in the said township of Bergen, the election to be held and conducted by the judges of election and the clerk of election, at the same hours, in the same manner, and under the same regulations in all things as prescribed by law for elections of members of the legislature, except the first election, to be held on the second Tuesday of April, one thousand eight hundred and sixty-two, which shall be held by the officers who held the last election for members of the legislature, or in their absence, or any of them, as provided for by the statute applicable to said election, and at the place where the said last mentioned election was held; and the return of all elections of town officers shall be stated and signed by the judges thereof, and attested by the clerk, and within forty-eight hours after the closing of the polls filed in the office of the town clerk, who shall, within five days thereafter, also file a true copy of said return in the office of the clerk of the county of Hudson. Officers. First election.

Who may vote

3. *And be it enacted*, That every person who would by the laws of this state be entitled to vote in said town at an election for members of the legislature, if held on that day, shall be entitled to vote at the town elections above designated; and the person or persons receiving the greatest number of votes of those given in the town for any town officer to be voted for, shall be deemed elected to the office designated by such votes, and the judges shall, in their said return, designate who are elected to the several offices to be filled at such election.

Vacancies, how filled.

4. *And be it enacted*, That all future elections to be held for county and state officers within said town shall be held by the judges and clerks of election provided for by this act, or in the absence, disqualification or inability of any of them, the vacancy shall be supplied in the manner now prescribed by the laws of this state in such cases.

Ten days notice.

5. *And be it enacted*, That the places at which all elections shall be held shall be fixed by the councilmen for the time being, (except the first election on the second Tuesday of April next,) and shall be published or advertised by the town clerk at least ten days prior to such elections.

Common seal.

6. *And be it enacted*, That the said corporation may, by the title of "The Town of Bergen, sue and be sued in any of the courts of this state, may have a common seal, alterable at pleasure.

Legislative powers, where vested.

7. *And be it enacted*, That the legislative power of said corporation shall be vested in the councilmen, who shall also, for the purposes of this act, do the duties of and be invested with the powers of the township committees in the townships of this state in all cases wherein the exercise of such powers and duties shall be required in such town, and said councilmen, who shall annually elect one of their number to be president, and in his absence a president for the time being, appoint their times and places of meeting, determine the rules of their own proceedings, be the sole judges of the qualifications of their own members, keep a journal of their proceedings, pass ordinances, by-laws and resolutions pertaining to the purposes and objects of said corporation, and necessary and proper for the carrying out of the provisions of this act.

Officers.

8. *And be it enacted*, That the councilmen shall annually appoint the town clerk, the treasurer, the collector of arrears of taxes and assessments, and they shall, at least six weeks prior to each election of town officers, designate by resolution how many constables, overseers of the poor, overseers of the

highway and poundkeepers shall be elected at said election, of which determination public notice shall be given by the clerk by advertisements put up in at least ten public places in said town no less than ten days before said election is to be held; *provided*, that at the election of town officers next ensuing the passage of this act, four constables, two overseers of the poor, overseers of the highways, and three poundkeepers shall be elected for said town.

Official bonds to be filed.

9. *And be it enacted*, That the councilmen may, in addition to the official bonds now required from officers elected at township meetings, require such other bonds for the faithful performance of the trusts and duties of any officers elected or appointed by virtue of this act, as said councilmen shall deem expedient; and no officer elected or appointed under this act shall enter upon the discharge of his duties unless within twenty days after his election he shall take and subscribe before the town clerk an oath or affirmation faithfully and impartially to execute the trust imposed in him, which clerk is hereby authorized and empowered to administer the same, and shall keep such oaths and affirmations on file in his office; and the clerk himself shall make a like oath or affirmation before some justice of the peace in said township, which shall, by the councilmen, be filed in the office of the clerk of the county of Hudson.

Treasurer.

10. *And be it enacted*, That the treasurer shall receive all moneys collected by said corporation from the persons who shall collect the same, and shall pay out the same only upon the warrants of the councilmen, signed by the president and countersigned by the town clerk, except for the payment of bonds of the town and certificates of indebtedness for improvements given by the said corporation, and interest on the same, and money paid into the treasury for the redemption of property sold for taxes and assessments; and no warrants on the treasurer shall be authorized, except in pursuance of an order of the councilmen, passed at a stated meeting and entered on their minutes; all such warrants shall be made and numbered payable to the order of the person or persons to receive the same, and shall specify for what purpose the amount therein mentioned is directed to be paid.

Duties of town clerk.

11. *And be it enacted*, That the town clerk shall, in addition to the duties required of him by this act, or any other act of this state, have charge of all the records, books and documents of the town, except when the councilmen shall otherwise direct by ordinance; he shall keep a record of the

proceedings of the councilmen; he shall engross all the ordinances of the councilmen in a book to be provided for that purpose, with proper indexes, which book shall be deemed a public record of such ordinances; and each ordinance shall be signed in said book by the president or acting president of the councilmen and said clerk: copies of all papers duly filed in his office, and transcripts thereof, and of the records and proceedings of the councilmen, and copies of the laws or ordinances of said town, certified by him under the corporate seal, shall be evidence in all courts and places.

Councilmen to have police powers.

12. *And be it enacted*, That every councilman shall have the power, and it shall be his duty, without warrant, to arrest, or cause to be arrested, any person engaged in his presence in disturbing the public peace, or violating any law of the state or ordinance of the town, for the preservation thereof, or of good order or morality, and to bring, or cause such persons to be brought, before a justice of the peace, to be dealt with according to law.

Official terms.

13. *And be it enacted*, That the official term of the several persons who shall be elected in pursuance of this act, shall commence on the last Monday of April next after their election, and they shall continue in office until the end of one year from that date, or until others are qualified to serve in their place; and the official term of all officers appointed by virtue of this act shall commence on the first Monday of May in every year, and no appointments for the full term shall be made more than one week prior to the commencement of said term.

Justices of the peace.

14. *And be it enacted*, That the election of justices of the peace in said town shall be held and conducted as heretofore, as if this act had not passed.

Salaries.

15. *And be it enacted*, That the councilmen shall have power to fix the salary, pay or compensation of all officers, both elected and appointed, except the councilmen, by general ordinance, and the salary or compensation of any officer, which has once been fixed, shall not be increased during the continuance of his term in office.

Witnesses on the trial of any issue in which the town of Bergen is a party.

16. *And be it enacted*, That upon the trial of any issue, or upon the judicial investigation of any part to which issue or investigation "The Town of Bergen" is a party, or in which it is interested, no person shall be deemed an incompetent judge, witness or juror by reason of his being an inhabitant, freeholder or freeman of said town.

17. *And be it enacted*, That the councilmen shall, at least once in each year, nor more than twenty nor less than fifteen days before the annual town election, publish a full statement of all the receipts and expenditures of every description, for the fiscal year preceding such statement, including all the moneys which have passed through the hands of the treasurer for any purpose whatever, together with the different sources of revenue and the amount received under each, with all such other information as may be necessary for a full understanding of the financial concerns of the town. Council to make report of funds.

18. *And be it enacted*, That in the payment of the expenses incident to the corporation, other than those relating to streets and sewers, or drains, and in addition to the usual taxes voted at the township elections, it shall be lawful for said councilmen, by ordinance, to order a sufficient sum, not to exceed one thousand dollars in any one year, to be levied for that purpose, to be assessed and collected as other taxes are assessed and collected in said town; and every male resident of said town over the age of twenty-one years, who is not a pauper, shall be assessed the sum of fifty cents as a poll tax, to be applied for the purpose of public schools, and the councilmen may, in anticipation of the collection of taxes, borrow not exceeding one thousand dollars in any one official year. Council may raise money for streets.

19. *And be it enacted*, That all taxes and assessments made and due, before this act takes effect, in the township of Bergen and the town of Bergen, and not then paid, shall be collected and received by the town of Bergen, as hereby constituted, in the name of such of the two present corporations as may be entitled to collect the same, and the property liable to be sold therefor shall be sold as if this act had not been passed; and any duty in such collection and sale imposed upon any officer in such present corporations shall be performed by the corresponding officers of the town of Bergen under this act, shall be liable to the debts, claims and rights in action which the said two corporations at present existing, or either of them, are liable to; and all ordinances heretofore passed by the councilmen of the town of Bergen, that may be in force when this act goes into effect, so far as the same are not inconsistent with this act, shall remain in force until altered or repealed by the councilmen of the town of Bergen, hereby provided for. Regulation of taxes and liabilities.

20. *And be it enacted*, That all taxes for the purposes of the town shall be assessed by the assessor, or if more than one Taxes, how assessed.

assessor be elected, then by them acting together, in the manner and within the time directed by the laws of this state for assessing township, county and state taxes; and all taxes so assessed for town purposes shall be collected by the collector in the same manner as he is by law directed to collect township, county and state taxes, and shall be paid over by him to the town treasurer as soon as collected, and before the thirtieth day of December in each year.

Delinquent taxes, how to be collected.

21. *And be it enacted*, That the collector of the said town, in case of the non-payment of taxes on or before the twentieth day of December in each year, shall make out a list of the names of the delinquents, with the sums due from them respectively thereunto annexed, and deliver the same to the clerk of said town on the thirtieth day of December in each year, except when the said day shall be Sunday, and then on the next day following; and it shall be the duty of said clerk to lay the same before the councilmen at a meeting thereof, held next after the same shall be delivered to him; and thereupon the said councilmen may deliver the same to a justice of the peace residing in said town, who shall proceed and issue a tax warrant thereon, as provided by law in case of taxes in townships, which shall be directed and delivered to the collector of arrears of taxes, who shall have power to collect the same in like manner in all things as the constables in townships are directed by law; *provided*, that such collector shall, before he delivers such list to said clerk, take and subscribe an oath or affirmation before some justice of the peace in said town, that the moneys in said list mentioned have been duly demanded, or due notice thereof given at the usual place of residence of each delinquent who could be found, or may then reside in the said town.

Proviso.

If not paid, interest to be added.

22. *And be it enacted*, That whenever within the said town the tax shall remain unpaid after the twentieth day of December in every year, it shall be lawful for the collector of arrears of taxes to charge, receive and collect, in addition to the amount of said tax, interest thereon, to be computed at the rate of twelve per centum per annum, from the said twentieth day of December until the same is paid, and such interest shall be paid over by the said collector of arrears of taxes to the treasurer of said town, in like manner and at the same time as he may be required to pay over to said treasurer all taxes by him collected.

Taxes a lien on land.

23. *And be it enacted*, That all taxes and all assessments which shall hereafter be levied, assessed or made upon any

lands, tenements or real estate situate in the said town of Bergen, shall be and remain a lien thereon until paid, notwithstanding any devise, descent, alienation, mortgage, or other incumbrance thereof; and that if the full amount of any such tax or assessment shall not be paid and satisfied within the time limited and appointed by the councilmen for the payment thereof, it shall and may be lawful for the councilmen to cause such lands, tenements or real estate to be sold at public auction for the shortest term for which any person will agree to take the same, and pay such tax or assessment, or the balance thereof remaining unpaid, with the interest thereon, and all costs, charges and expenses, and to execute under the common seal of said town a declaration of such sale, to be signed by the president of the councilmen and the town clerk, and to deliver the same to the purchaser; and such purchaser, his executors, administrators or assigns shall, by virtue thereof, lawfully hold and enjoy the said lands, tenements or real estate for his and their own proper use, against the owner or owners thereof, and all persons claiming under him or them, until his said term shall be completed and ended; *provided*, the said councilmen shall first have caused said sale to be advertised for at least sixty days in at least one public newspaper generally circulated in said town, and also by advertisement put up in at least five public places in the said town, which advertisements shall describe the said lands, tenements or real estate, and specify the amount of the assessment or tax, and the recitals in such declaration of sale shall be evidence of the assessment, advertising and sale; and *provided also*, that the lands, tenements or real estate so sold may be redeemed by the owner, mortgagee, occupant or person interested therein, or by any other person for or in behalf of the owner, mortgagee or claimant of such lands, tenements or real estate, at any time within two years after the sale for either taxes or assessments, or for both, by paying to the treasurer of the town, for the use of the said purchaser, the purchase money, together with any other sum paid for tax or assessment which the said purchaser may have paid, chargeable on such lands, tenements or real estate, and which he is hereby authorized to do, with interest thereon at the rate of fifteen per cent. per annum in addition thereto; and the certificate of the treasurer of the town, stating the payment and showing what lands, tenements or real estate such payment is intended to redeem, shall be evidence of such redemption; a mortgagee shall have power to redeem at any

When land to be sold for taxes, and sale regulated in case of mortgages.

Proviso.

Proviso.

time until the expiration of the six months' notice herein specified; no mortgagee whose mortgage shall have been duly recorded before sale for any tax or assessment, shall be effected by such sale, unless six months' notice, in writing, shall have been given to him by the purchaser, or those claiming under him, either personally, or if not to be found in the said town of Bergen, then such notice shall be deposited in the post office in or nearest to said town, directed to him at his last known place of residence, (or at the post office nearest thereto;) but nothing herein contained shall be so construed as to impair the lien created by such tax, assessment or sale; and *provided also*, that the said term of time for which any land, tenement or real estate so sold as aforesaid shall not commence, nor shall said purchaser or those claiming under him have a right of possession to said land, tenement or real estate until the two years limited for the redemption of the same shall have expired; and the said purchaser, or those claiming under him, shall, at the expiration of such declaration of sale, quit and surrender the said lands, tenements or real estate in as good state or condition as when he entered thereon, natural wear and accidents excepted; *provided also*, that the said sale may be adjourned or postponed from time to time, or suspended, as the councilmen may direct; and *provided*, that if at any sale of lands, tenements or real estate for assessment or taxes, the whole or any part thereof shall remain unsold for the want of purchasers, then it shall be lawful for the said councilmen to adjourn the said sale not less than thirty days nor more than sixty days; twenty days' notice at least shall be given as aforesaid of the said adjourned sale; and if at said adjourned sale there shall be no purchasers for said lands, tenements or real estate, or any part thereof, then it shall be lawful for the treasurer of the said town of Bergen to purchase the said lands, tenements and real estate for the benefit of the town, subject to the same redemption as hereinbefore provided for; *provided also*, that all moneys paid for the redemption of said lands, tenements or real estate as aforesaid, together with such taxes and assessments paid by a mortgagee or judgment creditor, shall be a lien on said lands, tenements or real estate for the amount so paid, with interest at the rate of seven per cent. per annum, and such lien shall have the preference over all other liens on said lands, tenements or real estate; and on foreclosure of any mortgage by such mortgagee redeeming shall be directed to be made out of said lands; and on sale of said lands under any such judgment,

Proviso.

Land may be redeemed.

shall be paid out of the proceeds of the sale; *provided further*, that a complete record of all taxes and assessments shall be kept in the town clerk's office, which record shall contain the time when such assessments and taxes were laid, the time when they were paid, (and if the property has been sold therefor,) the time of said sale, and to whom sold, and if redeemed when and by whom: it shall be the duty of the town clerk to record in a book, to be called "Records of Sales," all declarations of sale, to give certificates of search, in relation to liens, to any person or persons applying for the same, and to cancel such declarations when the property for which they were given shall be redeemed, on certificate of the town treasurer of such redemption, and to file said certificate in the said clerk's office: it shall be the duty of the treasurer to make out two certificates for all property redeemed, one for the person redeeming, and one to be filed in said clerk's office. Proviso. Record of sale

24. *And be it enacted*, That all state and county taxes shall be assessed and collected in like manner as town taxes are assessed and collected, and shall be paid over by the town collector to the county collector in like manner and under like penalties as township collectors are directed by law. State and county taxes.

25. *And be it enacted*, That the assessor or assessors authorized to be elected by this act, shall have only the voice of the assessor of a township by the laws of this state, in the county board of assessors.

26. *And be it enacted*, That the said corporation may, by their title, "The town of Bergen," have power to pass, enforce, alter and repeal ordinances to take effect within said town of Bergen for the following purposes, to wit: to lay out, open, widen, alter, grade, alter and regulate the grade of streets, roads and avenues, side and crosswalks; to pave, macadamize, gravel, curb and gutter the streets, roads and avenues; to lay side and crosswalks of flag, plank or other material; to construct and build sewers, drains and receiving basins of brick, stone or other material, in and from the public streets, roads and avenues; to repair the streets, roads and avenues, side and crosswalks, sewers, drains and receiving basins, or any of them, or any part thereof; to reset the curbs and gutters in the streets, roads or avenues, or any part thereof; to assess the costs and expenses of the same equitably upon the owners of the lands fronting upon the improvement as applied for, in proportion to the benefits received, and for collecting the amount thereof from the persons against whom such assessment shall be made respectively as herein- Powers of council over streets, &c.

after provided for; to regulate the laying of water or gas pipes in or under the streets and roads in said town; to ascertain and establish the boundaries of all streets, roads and avenues in said town, and to prevent and remove all encroachments, encumbrances and nuisances, in and upon any street, or any part thereof, lot or enclosure, place or places, in said town, and in every other respect to secure to the public and the adjoining owners the safe and convenient use of the streets and sidewalks for the purpose for which they are, or may be, laid out and dedicated; to make and adopt an assessment map whereby to describe lands assessed for taxes or improvements; to prevent horses, cattle, swine, dogs and goats from running at large in the streets and roads, and to provide for the impounding and sale of the same; to prevent immoderate driving in the streets, and driving over and upon sidewalks; to prevent riots, routs, disturbances or disorderly assemblages in any street, house or place in said town; to prevent and suppress gaming houses, and to prohibit gaming, and to restrain and punish all mendicants, vagrants, street beggars and common prostitutes; to suppress vice and immorality; to license, regulate or prohibit inns or taverns, and to prohibit all traffic in, or sale of, intoxicating drink or drinks, and to

Hawkers and pedlers.

license, regulate, and to prohibit hawkers and pedlars, on such terms and under such regulations and penalties as the councilmen shall, by ordinance, impose; and no other license for such purpose within said town, granted by any other authority, shall be lawful, except licenses granted by the governor to hawkers and pedlars; and to prescribe the duties and

Proviso.

compensation of all officers not fixed by statute; *provided*, that no ordinance or by-law shall be enacted or passed by the said councilmen unless the same shall have been introduced before the said councilmen at a previous meeting, and agreed to by at least four of said councilmen upon the passage thereof.

To open and regulate streets.

27. *And be it enacted*, That it shall be lawful for the board of councilmen, by ordinance, to lay out, open, widen, alter, grade, pave, macadamize, gravel, curb and gutter any street, road or avenue, or any part thereof, in said town, lay side and crosswalks, build sewers, drains and receiving basins in and upon any street, road or avenue in said town, or any part thereof, on the application, in writing, to the said board of councilmen, by at least the owners of a majority of the lands over which such improvements shall pass; and all such applications shall be advertised by the board of councilmen in one of the Hudson county daily newspapers circulating in said

town, and also by notices put up in five of the most public places in said town, for ten days at least before the same are adopted and the ordinances are passed to carry out the same, in which ordinance there shall be appointed three discreet, impartial and disinterested persons, residents and freeholders in said town, commissioners, who shall be duly sworn or affirmed to examine into the whole matter impartially, and to the best of their judgment, skill and ability, who shall cause a survey and map to be made of said improvement, distinguishing each lot or parcel by numbers on said map; who shall estimate the whole cost of said improvement, according to the best of their judgment, and shall assess such estimated costs upon said lands fronting upon said improvement, in proportion to the benefit received by each lot or parcel on said improvement, and report the names of the owners of the lots or parcels, as far as practicable, with the amount assessed to each, and shall file said report and map with the clerk of the town, within thirty days after their appointment; the clerk shall give notice of the filing of any such report and map, within ten days after the same shall be filed with him, in one of the Hudson county daily newspapers circulating in said town, and by notice put up in five of the most public places in said town for ten days; and unless within thirty days after the filing of said report, the owners of two-thirds of the lands to be assessed for such improvements shall file with the clerk of the town a remonstrance signed by them, or their agent, lawfully authorized, said councilmen shall proceed to execute said improvement, but if such remonstrance shall be filed, the councilmen shall proceed no further in such improvement under that application; and all costs and expenses incurred by the council in such proceedings shall be repaid to the town by the petitioners of such improvements, and the councilmen may make such regulations touching the receiving and proceedings upon such petition, and security for the expenses thereof, as they may deem proper.

Mode of proceeding.

Compensation.

28. *And be it enacted*, That all expenses and costs of proceedings for improvements "in laying out, opening, altering, widening, filling up, grading, altering the grade of, refilling, guttering, curbing, bridging, planking and paving streets, roads and avenues, and repairing the same, for flagging or planking sidewalks, and for filling and refilling sidewalks, and for repairing and relaying flagging or planking in or on the sidewalks, and for repairing and resetting curb and gutters,

Costs, how assessed.

and bridge, stone and bridging, and for building drains and sewers," when the same shall be completed, shall be assessed by said three commissioners upon, and paid by the lands and real estate fronting upon the improvement so applied for, in proportion to the benefit received by said lands and real estate; and the said commissioners shall determine, and report in writing to the board of councilmen, what proportion of such expenses shall be assessed to each separate lot or parcel of land, and shall accompany such report with a map containing each lot assessed, and the name of the owner or owners thereof, which report and map shall be filed in the office of the clerk of the town of Bergen, whereupon the said clerk shall cause to be inserted in at least one of the Hudson county daily newspapers, circulated in said town, for at least twenty days, a notice of the filing of said report (and shall also for the same time put up like notices in five of the most public places in said town;) and that the councilmen shall meet at a time and place to be specified in said notice, to be at least twenty days from the date of the filing of said report to consider said assessment, and to receive and consider all objections thereto which may be presented in writing; and if the councilmen shall confirm said assessment, it shall constitute a lien on the property assessed for the amount of such assessment, and shall be collected under and by virtue of an ordinance or ordinances made by said councilmen for that purpose; and if the persons assessed neglect to pay to the town treasurer, upon written notice of the confirmation of the assessment, and the passage of the ordinance to collect the same, the amount of their respective assessments, within thirty days from the passage of said ordinance, the said councilmen may proceed to enforce the lien created in the manner prescribed in section twenty-three of this act; and whenever within said town any assessment on any lot or parcel of land shall remain unpaid for thirty days after the confirmation thereof by the councilmen, it shall be lawful for the councilmen to charge, receive and collect, in addition to the amount of said assessment, interest thereon, to be computed at the rate of twelve per cent. per annum from the time of confirmation of such assessment until the same is paid; *provided*, that nothing in this section be construed to take away the powers which townships now have to repair roads.

Maps.

Proviso.

Streets to be altered.

29. *And be it enacted*, That all streets, roads or avenues that shall hereafter be applied for to be laid out, opened,

widened or altered, shall be not less than sixty feet nor more than one hundred feet in width; the sidewalks upon either side of any street, road or avenue, shall occupy one-fifth of the whole width of said street, road or avenue; and said councilmen shall have power, by ordinance, to regulate the planting of shade trees upon said sidewalks, and protect the same; that no lands shall be taken for the laying out, opening, widening, or alteration of any street, road or avenue in said town, without allowing or paying to the owner or owners the fair value of the lands taken, and the improvements thereon, and the damage done to any district, lot or parcel, or tenement, by taking part of it for such purpose, and assessing them for the benefit received, to be determined, assessed and collected, as prescribed in the twenty-seventh and twenty-eighth sections of this act.

Repairs of roads, walks and gutters.

30. *And be it enacted*, That all repairs in the carriage ways of any street, road or avenue in said town, in any part thereof not applied for as required by the twenty-seventh section of this act, and not made by the overseer of the highways in whose road district the said repairs are necessary, by the committee on repairs, who shall be members of the board of councilmen, appointed by an ordinance as said committee, the said repairs shall be made by contract, and shall be paid for by the councilmen, upon their approval, out of the road tax annually voted; that all repairs to sidewalks, crosswalks, and curb and gutter, shall be made by the owners of the lands in front of which said repairs are necessary, upon written notice by the committee on repairs; and if the said owner or owners shall be non-residents, it shall be sufficient for the committee on repairs to post said notice upon or near the lot or lots in front of which the sidewalks and curb and gutter may require to be repaired or relaid; and if the same shall not be repaired within fifteen days from the date of said notice, then it shall be lawful for the committee on repairs, and they are hereby authorized and empowered to cause the same to be made, the costs and expenses for repairing or relaying as aforesaid shall be assessed by said councilmen upon the lands directly in front of which said repairs shall be made, except the crosswalks, which shall be assessed half way to the adjoining streets, roads or avenues; and shall remain a lien thereon, and shall be collected as prescribed by this act for the collection of assessments for improvements; and any road assigned to any overseer of the highway shall be subject to such regulations and ordinances as the councilmen shall see fit to adopt.

Grade of streets.

31. *And be it enacted*, That the councilmen are hereby authorized and empowered, by ordinance passed for the purpose, to prescribe the mode of establishing the grade of any street, road or avenue in said town, and to establish the grade thereof, and to authenticate the same by maps or otherwise; and the grade of any street or road, or any part thereof, when established in accordance with said ordinance, shall be and remain the permanent grade thereof, and shall not be changed or altered except upon an application to said councilmen by the owners of at least three-fourths of the land to be affected thereby, nor without paying to the owners of any buildings where damages are sustained by the alteration of such grade, the amount of the same, which shall be ascertained by the assessors making the assessment; and that the costs and expenses of establishing and authenticating such grade shall be assessed upon the land fronting on the street or road on which, or part of which, such grade shall be established and authenticated, and the same shall be and remain a lien thereon, and the payment thereof enforced in the same manner and to the same extent as other assessments for improvements in said town of Bergen.

Drains.

32. *And be it enacted*, That when any sewer or drain heretofore constructed in said town by individuals at their own expense, shall be adopted by the said councilmen as a continuation or receiving sewer of, or for any sewer or drain to be constructed under their direction, then the owner or owners of the land fronting such sewer or drain heretofore made, shall not be assessed for the same, and may be allowed such reasonable compensation as the councilmen may deem just and equitable.

Powers of council over railroads.

33. *And be it enacted*, That the said councilmen are empowered to cause all or any of the improvements authorized by this act to be made in any of the streets or roads, whether used as a plank road, railroad or otherwise, except so far as they interfere with their corporate rights, and in and upon all streets, roads and avenues that have been or shall hereafter be dedicated to the public use, whether they have been actually opened to the public travel or not, and any or all of the said improvements may be made in a part of any such street, road or avenue in said town; and shall have power to regulate the position and construction of all railroads to be laid in any street, road or avenue in said town; and all contracts in which said councilmen shall be interested as individuals, either directly or indirectly, shall be null and void.

34. *And be it enacted*, That the town of Bergen hereby incorporated shall have the same rights and interests in the poor house farm now vested in certain townships and municipal corporations of said county of Hudson, that the township of Bergen and the town of Bergen, or either of them, has or have at the time of the passage of this act. Poor-house farm.

35. *And be it enacted*, That no penalty for any offence against any ordinance passed by the councilmen, under the provisions of this act, shall exceed the sum of twenty dollars; and all penalties may be recoverable, with costs, in an action of debt in the court for the trial of small causes, upon suit brought in the name of the town of Bergen; and all moneys so recovered shall be applied in such manner, for the benefit of said town, as the said councilmen shall deem proper; and in all cases where judgment is in such action given for the plaintiff, execution shall forthwith issue against the goods and chattels and person of the defendant or defendants, and all suits under this section may be commenced by summons, or affidavit of the violation of any ordinance of said town, by warrant, which writ shall be served and returned as the like writs are served and returned in other cases, and all constables of said town, and the jailor of the county of Hudson for the time being, shall severally perform the duties required of them in the execution of final process against the goods and chattels of any person, issued out of the courts for the trial of small causes in this state. Penalties, restriction and collection.

36. *And be it enacted*, That the act entitled "An act to incorporate the town of Bergen, in the county of Hudson," approved on the twenty-fourth day of March, one thousand eight hundred and fifty-five, and all other acts and parts of acts inconsistent with the provisions of this act, be and the same are hereby repealed; *provided*, that this repeal shall not affect any proceedings had or commenced under the same when this act takes effect, nor any rights or dues which the said town of Bergen or the said township of Bergen, or any person or persons, is or are entitled by virtue thereof. Repealer.

37. *And be it enacted*, That the legislature may at any time alter, amend or repeal this act; and this act shall be a public act, and shall take effect immediately.

Approved March 11, 1862.

CHAPTER LXXXVIII.

AN ACT to create from parts of the town of Orange and the townships of Caldwell and Livingston, in the county of Essex, a new township, to be called the township of Fairmount.

Township of Fairmount, its boundaries.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That all that part of the town of Orange and the townships of Caldwell and Livingston contained within the following bounds, to wit: beginning at the corner of Orange and Caldwell townships at the south-east corner of Caldwell township, thence along the Bloomfield and Caldwell line in a northerly direction thirty chains, thence in a direct line in a westerly direction to the county bridge, near the residence of Mrs. S. E. Underhill; thence farther, in a westerly direction, to the south-east corner of the lot of land known as the park lot on the second mountain, now owned by Alexander S. Gould; thence along the southern boundary of said park lot twenty chains, thence in a straight line in a southerly direction to the new county bridge over Canoe brook, on the Swinefield road, near the residence of Jacob Williams; thence farther in a southerly direction in a straight course to the township of Millburn, at a point sixty chains west from the mill known as Keenan's mill, said mill being the corner of Orange, South Orange, Millburn and Livingston townships; thence in an easterly course along the line of the township of Millburn to the aforesaid mill; thence farther in an easterly direction along the line of the township of South Orange to the south-east corner of James E. Smith's land, on the top of the Orange mountain; thence in a northerly direction in a straight line to the west side of the mouth of the road known as Perry lane, near Columbus Meeker's house; thence along the westerly side of said Perry lane to its intersection with the Swinefield road; thence in a straight line to the place of beginning, be and the same is hereby set off into a new township, to be called the township of Fairmount.

Name.

Incorporated.

2. *And be it enacted*, That the inhabitants of the township of Fairmount are hereby constituted a body politic and corporate in law, and shall be styled and known by the name of "The inhabitants of the township of Fairmount, in the county

of Essex," and shall be entitled to all the rights, powers, authority and privileges, and subject to the same laws, regulations, governments and liabilities, as the inhabitants of the other townships in the said county of Essex are or may be entitled or subject to by the existing laws of this state.

First town meeting.

3. *And be it enacted*, That the inhabitants of the township of Fairmount shall hold their first town meeting at the West Orange school house, in the said township of Fairmount, on the second Monday in April ensuing.

Property and money to be divided between Fairmount and Orange.

4. *And be it enacted*, That the town committee of the township of Fairmount, together with an equal number of the common council of the town of Orange, shall meet on the third Monday in April, at Reeve's hotel, in the town of Orange, at ten o'clock in the forenoon, and may adjourn from time to time as a majority of them may direct, and then and there proceed by writing, signed by a majority of those present, to allot and divide between the said townships all properties and moneys on hand, due or to become due, in proportion to the taxable property and ratables, as taxed by the assessors within their respective limits at the last assessment, and the inhabitants of the township of Fairmount shall be liable to pay their just proportion of the debts, if any there be; and if any of the persons comprising either of the township committees shall neglect or refuse to meet as aforesaid, those assembled may proceed to make the said division, and a decision of a majority of those present shall be final and conclusive.

To vote by ballot.

5. *And be it enacted*, That an act entitled "An act to authorize the inhabitants of the township of Orange and other townships to vote by ballot at their town meetings," approved March twenty-eighth, eighteen hundred and forty-five, be extended to the township of Fairmount.

Judge of election.

6. *And be it enacted*, That John Grannis be and is hereby appointed judge of election, and Edmund Condit clerk of election, and they are hereby authorized to hold the first town election.

School money to be paid over.

7. *And be it enacted*, That the person who shall, at the first town meeting held for the election of town officers, be elected superintendent of public schools for the said township of Fairmount, is hereby authorized and empowered to collect and receive from the town superintendent of the town of Orange, within twenty days after his election, all moneys apportioned and due to the several public school districts heretofore belonging in the said town of Orange, and now

included in the township of Fairmount; and it shall be the duty of the said town superintendent of the town of Orange to make out and deliver to the superintendent of the township of Fairmount a statement of the amount due to each school district in the said township of Fairmount.

To be a part of second assembly district

8. *And be it enacted*, That the said township of Fairmount shall constitute a part of the second assembly district in the county of Essex.

9. *And be it enacted*, That this act shall take effect immediately.

Approved March 11, 1862.

CHAPTER LXXXIX.

AN ACT to authorize a ferry from Edgewater, Bergen county, New Jersey, to New York.

May establish a ferry.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That John Aird Dempsey and Allan Melville, and their heirs or assigns, be authorized to establish a ferry from any dock or docks now built, or hereafter to be built, upon any land at Edgewater, Bergen county, opposite Manhattanville, New York, late of Jane Dempsey, deceased, and now belonging to them, or either of them, or upon any adjoining land which they, or either of them, may purchase or lease, to such place or places in the city of New York as they may deem proper.

Tolls.

2. *Be it further enacted*, That it shall be lawful for the person or persons maintaining said ferry to charge and receive for transporting passengers, cattle and goods, over said ferry, such rates as may be established by them, not exceeding those authorized by chapter thirty-eight of the laws of one thousand eight hundred and fifty-four, being an act to authorize a ferry at Fort Lee.

When to be established.

3. *And be it enacted*, That if this ferry is not established within ten years, this act shall be void.

Approved March 11, 1862.

CHAPTER XC.

AN ACT to incorporate the Matawan and Holmdel Turnpike Company.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the subscription books of the capital stock of the Matawan and Holmdel Turnpike Company shall be opened by Aaron Longstreet, Gordon D. White, John S. Hendrickson, Joseph H. Holmes, John S. Longstreet, Jonathan Longstreet, George Schanck and Garret Ackerson, or a majority of them, who are hereby appointed commissioners to receive subscriptions to the said stock, at such times and places as they, or a majority of them, may direct, giving notice at least twenty days' prior to the opening of said books by publishing the same in at least one of the newspapers published in this state. Commissioners.

2. *And be it enacted*, That the capital stock of said company shall be ten thousand dollars, with liberty for the said company to increase the same to fifteen thousand dollars, and shall be divided into shares of twenty-five dollars each; and that when one hundred or more shares shall be subscribed for the persons holding the same shall be and they are hereby incorporated into a company by the name of "The Matawan and Holmdel Turnpike Company," and by that name shall have, enjoy and exercise all the rights, powers and privileges appertaining to corporate bodies and necessary to carry the objects of this act into effect. Capital stock.

3. *And be it enacted*, That at the time of subscribing for said stock two dollars shall be paid upon each share subscribed to the said commissioners, or any of them, which money shall be paid over to the treasurer of the company, as soon as one shall be appointed, and the residue of the subscription shall be paid in installments, at such times and places and to such persons as the president and directors of the company shall from time to time direct, and give public notice thereof in the manner aforesaid; and upon failure of the payment thereof, as so directed, the said president and directors shall have power to forfeit the shares of each and every person so failing to pay the said installments, or any of them, to and for the Installments, how paid. Forfeiture.

Proviso. use of said company; *provided*, that if the number of shares subscribed for shall exceed the number of shares authorized by this act, that the said commissioners shall apportion the said stock among such subscribers in proportion to the amount or number of shares by them subscribed for as aforesaid;

Proviso. *provided also*, that no subscription for less than four shares of said stock shall be reduced by such apportionment; *provided also*, that the stockholders shall, upon request, have the right to pay the stock subscribed, except the first installment, by work upon said road, they doing the work as cheaply as it otherwise can be done, under such regulations, at such time, and upon such notice by either party as the directors may determine.

Limitation. 4. *And be it enacted*, That if the number of shares hereinbefore made necessary for the incorporation of the said company be not subscribed for within three years from the time of opening said books, this act and all the subscription under it shall be null and void, and the said commissioners, after deducting thereout the expenses incurred, shall return the residue of the money paid in to the respective subscribers or their representatives, in proportion to the sums paid in by them.

When meeting to be called. 5. *And be it enacted*, That when one hundred or more shares of said stock shall be subscribed for, the said commissioners shall call a meeting of the stockholders, giving at least twenty days' notice of the time and place of said meeting, as hereinbefore directed with regard to the opening of said books, at which meeting the subscription books shall be laid before the stockholders, who shall thereupon proceed to elect by ballot

Election of Directors. five directors, a majority of whom shall be citizens of this state, to manage the affairs of said company for one year, of which election the said commissioners, or a majority of them, shall be judges; and at the expiration of that term, and annually thereafter, upon like notice to be given by the directors for the time being, the said stockholders shall elect by ballot the same number of directors, a majority of whom shall be citizens of this state, as aforesaid; and at every such election, and in all other cases in which the stockholders shall be entitled to vote, a vote may be given for each share by the holder or holders thereof, either in person or by proxy.

Officers chosen 6. *And be it enacted*, That within twenty days after the annual election as aforesaid, the said directors shall elect from among their number a president of their said company, who shall hold his office for one year and until another shall be

elected, and receive such compenation as a majority of the directors shall direct, and shall be the presiding officer of all meetings of said directors, and shall have the casting vote when they shall be equally divided; he shall have charge of the seal of the company, and shall appoint the judge or judges of all elections of the stockholders; or in case of his death, absence or inability so to do, the said directors shall appoint some other suitable person, who, for the time being, shall possess the same powers and authority and perform all the duties herein prescribed.

Agents to be appointed.

7. *And be it enacted*, That the said directors, or a majority of them, may supply any vacancy occurring in the interval between the annual elections, by death, resignation, removal or refusal to act of any president or director, and may appoint a treasurer and all officers, agents, superintendents and other servants that may be required to transact the business of the company, with such compensation as they may determine upon, and may exact from them such security for the due performance of their respective trusts as they may think expedient; they shall regulate the tolls and have the superintendence and direction of all receipts and disbursements, and all other affairs of the company, and may make and enforce such ordinances and by-laws as they may think expedient for regulating the transfer of stock, and for the general government of the company and management of its affairs; *provided*, the same are not unlawful or unconstitutional.

By-Laws.

Proviso.

Yearly statement to be made.

8. *And be it enacted*, That at the annual meeting of the stockholders it shall be the duty of the president and directors of the preceding year to exhibit to the stockholders a full and complete statement of the affairs of the company during said term.

Special meetings.

9. *And be it enacted*, That special meetings of the stockholders may be called by order of the president and directors, or by the stockholders owning one-fourth of the stock of the company, by giving notice of the time and the place of holding the same, as hereinbefore directed with regard to the annual meetings, which said notice shall specify the particular object of the meeting, but that no business of the company shall be transacted at such special meeting unless a majority in value of the stockholders attend and concur therein, who may require the books, accounts and all other papers and proceedings of the company to be exhibited to them by the president and directors.

Charter not to be forfeited on failure to elect

10. *And be it enacted*, That if from any cause any election hereinbefore named shall not be held at the time specified by this act, the same may be made at any other time, as aforesaid; and that until such election be had, the officers of the preceding year shall continue to hold their respective offices until others be elected in their stead, and that this charter shall not be defeated or avoided by reason of the irregularity or want of such election.

May construct a road.

11. *And be it enacted*, That it shall and may be lawful for the said company to construct and make a turnpike road in the county of Monmouth, beginning at a point in the Holmdel and Keyport Turnpike Company, between what is called the Deep Cut in said road and the Town House, thence by the most convenient and direct route to Middletown Point, which said turnpike road shall not exceed fifty feet in width, and sixteen feet of the same shall be sufficiently bedded and faced with stone, gravel or other material to make a solid, firm and even road at all seasons of the year; and the said sixteen feet shall be so graded that in its progress no part of it shall rise above an angle of five degrees with the plane of the horizon; and the said company shall construct, keep in repair, maintain and make good and sufficient bridges along the line of said road, not less than sixteen feet in width; and whenever said road shall be raised so much at the margin or side as to render carriages passing thereon liable to overset, the said company shall cause good and sufficient railings to be erected and maintained at the sides so as to prevent horses and carriages from running off; *provided*, that before the said company shall construct the said turnpike road aforesaid, they shall pay to the respective owners of the lands over which said turnpike is constructed, all damages which the said owners will sustain by reason of the construction of the said turnpike road; and in case said company and any of the owners cannot agree upon the amount of the said damages, the said damages shall be ascertained and determined, as nearly as may be, in the manner hereinafter provided for ascertaining and determining the damage which any land owner or owners shall sustain by the taking of stone, gravel or other materials from his or her lands for the constructing or maintaining of said turnpike road.

Materials and grade.

Bridges.

Proviso.

May enter on lands.

12. *And be it enacted*, That it shall be lawful for said company, their officers, superintendents, engineers and workmen, with carts, wagons and other carriages, and with beasts of burthen and draught, and all necessary materials, tools and

implements, to enter upon all lands contiguous or near to the route of said road, doing as little damage thereto as possible, repairing any breach they may make in the enclosure thereof, and to make all ditches and underdrains across and through such lands necessary for properly draining said road; and that when the said company or its agents cannot agree with the owner or owners of such required land or materials for the use or purchase thereof, or when by reason of the legal incapacity or absence of such owner or owners no such agreement can be made, a particular description of the land or materials so required for the use of the said company in the construction of the said road, shall be given in writing, under the oath or affirmation of some engineer or proper agent of the company, and also the name or names of the occupants, if there be any, and of the owner or owners, if known, and their residence, if the same can be ascertained, to one of the justices of the supreme court of this state, or to one of the judges of the court of common pleas of the county of Monmouth, who shall cause said company to give notice thereof to the person interested, if known and in this state, and if unknown and out of the state, to make publication thereof as he shall direct, for any term not less than twenty days, and to assign a particular time and place for the appointment of commissioners hereafter named, at which time, upon satisfactory evidence to him of the service or publication of such notice aforesaid, he shall appoint under his hand and seal three disinterested, impartial and judicious freeholders commissioners to examine and appraise the said land or materials, and to assess the damage, upon notice to be given to the persons interested as shall be directed by the justice or judge making such appointment, to be expressed therein, not less than twenty days; and it shall be the duty of said commissioners, having first taken and subscribed an oath or affirmation before some person duly authorized to administer an oath or affirmation, faithfully to examine the matter in question, and make a true report according to the best of their skill and understanding, to meet at the time and place appointed and proceed to view and examine the said lands or materials and make a just and equitable estimate or appraisement of the value of the same, and assessment of damages to be paid by said company for such land or materials and damages aforesaid, and to make a report thereof under the hands and seals of the said commissioners, or any two of them, and file the same within ten days thereafter, together with the aforesaid description of

Compensation to owners, how made

Report to be filed.

New Jersey State Library

the land or materials and the appointment and oaths or affirmations aforesaid, in the clerk's office of the county of Monmouth, to remain on record therein, and shall be recorded by the said clerk; which report, or a copy thereof, certified by the clerk of said county, shall at all times be considered as plenary evidence of the right of the said company to have, hold, use, occupy, possess and enjoy the land or material, after payment of the value and damages so assessed, and of the right of the said owner or owners to recover the amount of said valuation, with interest and cost, in an action in any court of competent jurisdiction, in a suit to be instituted against the company if they shall neglect or refuse to pay the same for twenty days after demand of their treasurer, and shall constitute a lien upon the property of the company, in the nature of a mortgage; and the said justice shall tax and allow such cost, fees and expenses to the justice, commissioners, clerks, and other persons performing any of the duties prescribed in this section, as he shall think equitable and right, which shall in all cases be paid by the company.

Damages a lien on road.

Tolls.

13. *And be it enacted*, That as soon as the said company shall have constructed said road in a workmanlike manner, according to the several instructions in the eleventh section, and the true intent and meaning of this act, it shall and may be lawful for the said company to erect gates or turnpikes across the said road, not exceeding two in number, and to demand and receive toll for traveling each mile and all fractions over a half a mile of the said road, not exceeding the following rates, to wit:

For every carriage, sleigh or sled drawn by one beast, one cent;
For every additional beast, one cent;
For every horse and rider, or led horse or mule, five mills;
For every dozen of calves, sheep or hogs, one cent;
For every dozen of horses, mules or cattle, four cents;

And it shall and may be lawful for the toll-gatherers to stop persons riding, leading or driving any horses, mules or calves, sheep or hogs, or carriages of burthen or pleasure, from passing through the said gates or turnpikes until they shall have paid the toll as above specified; that nothing in this act shall be so construed so as to entitle the said company to demand or receive toll of or from any person passing to or from public worship on the Sabbath day, or passing to or from a funeral, or any person passing to or from his common business on his farm, or any militiaman passing to or from a training on a muster day appointed by law, or any other military officer or sol-

Exceptions.

dier passing or repassing when called to duty by the laws of this state or of the United States.

Milestones to be erected.

14. *And be it enacted*, That before the said company shall receive toll for traveling said road, they shall cause mile stones or posts to be erected and maintained, one for each and every mile on the said road, and on each stone or post shall be fairly and legibly marked the distance the stone or post is from Middletown Point; and shall cause to be fixed and always to be kept up at the gates or turnpikes aforesaid, in a conspicuous place, a printed list of the rates of toll which may be lawfully demanded, and also a board, on which shall be painted, in large letters, "Keep to the right, as the law directs."

Penalty for injury to road

15. *And be it enacted*, That if any person wilfully breaks down or throws down or defaces any of the mile stones or posts so erected on the said road, or wilfully tear down and deface any of the printed rates of toll or directions, or shall cut, break down or destroy, or otherwise injure any gates, turnpikes or bridges that shall be erected pursuant to this act, or shall forcibly pass the gate or gates without having paid the legal toll at such gates or turnpikes, such persons shall forfeit and pay the sum of twenty dollars, besides being subject to an action for damages for the same, to be recovered by the said company, by action of debt or other proper action, in any court of competent jurisdiction, with cost of suit; and if any person, with his or her carriage, team or horse, turn off the said road to pass a gate or gates, and again enter on the said road, with the intent to avoid the toll due by virtue of this act, such person or persons shall forfeit and pay five dollars, to be recovered by said company, for the use thereof, in an action of debt, with costs of suit.

Not to delay travelers.

16. *And be it enacted*, That if any toll-gatherer shall unnecessarily delay or hinder any traveler passing at any gate or gates, or shall receive more toll than is by this act established, he shall, for every such offence, forfeit and pay the sum of twenty dollars, with costs of suit, to be prosecuted by and recovered for the sole use of the person so unreasonably hindered or defrauded.

Travelers to keep to the right.

17. *And be it enacted*, That all the drivers of the carriages, sleighs or sleds, of every kind and description, whether of burthen or pleasure, or persons on horseback using the said road, shall keep their horses, carriages, sleigh or sleds on the right hand of said road, in the passing direction, leaving the other side of the road free and clear for carriages or persons on horseback; and if any person shall offend against this pro-

vision, such person shall forfeit and pay the sum of ten dollars to any person who shall be obstructed in his or her passage, and will sue for the same, and shall also be subject to an action for damages for every such offence, to be recovered with costs of suit.

Proceedings when road not in repair.

18. *And be it enacted*, That if the said company shall not keep the said road and bridges in repair, and complaint thereof shall be made to any judge of the court of common pleas of the county of Monmouth, who may be disinterested, the said judge shall immediately appoint, by writing, under his hand and seal, three disinterested freeholders of said county, who shall view said road and report to the said judge, in writing, under their hands and seals, or under the hands and seals of any two of them, whether the said road so complained of be in such a state as the law requires it to be kept; and if the report be unfavorable to the said road, the said judge shall immediately, in writing, under his hand and seal, order the keeper of the said gate or gates, turnpike or turnpikes, to keep the same open until otherwise ordered; and if the said keeper shall, notwithstanding the order of the said judge to open the said gate or turnpike, exact toll of travelers, he shall for each offence forfeit and pay twenty dollars, to be sued for by any person who will prosecute for the same, in an action of debt, with costs of suit; and the judge shall be allowed for his services fifty cents, and the persons appointed one dollar each, to be paid by the company; and it shall be the duty of the persons so appointed, or a majority of them, on application of said company, again to view the said road or bridge, and report, as aforesaid, their opinion, to the said judge, who shall, if authorized by the report of said persons, or any two of them, by license under his hand and seal, directed to the toll-gatherer, permit the gates or turnpikes to be shut, and the toll to be collected as before, and the said fees shall be allowed and paid as before directed; but if on the first view, as before mentioned, the report of the persons appointed, or a majority of them, shall be in favor of the company, the same fees shall be allowed as before prescribed, and paid by the person or persons making the complaint.

Gates may be shut.

When roads may be appropriated.

19. *And be it enacted*, That the said corporation may use any portion of the public roads on the route above named, by and with the consent of three-fifths of all the landholders along or on the route of said road; and if the owners of such lands shall refuse their consent, then and in that case such road or roads shall be first vacated according to law.

20. *And be it enacted*, That if the said road is not commenced within three and completed within five years from the passage of this act, then and in that case this act shall be void. Time for completion.

21. *And be it enacted*, That when the said company shall have completed any two consecutive miles of said road, according to the directions and true intent and meaning of this act, it shall be lawful for the said company to erect a toll gate across the said road, and demand and receive toll for traveling thereon, agreeable to the foregoing rates. When a gate to be erected.

22. *And be it enacted*, That this act shall take effect immediately.

Approved March 11, 1862.

CHAPTER XCI.

A further supplement to an act entitled "An act to erect parts of the counties of Essex and Bergen into a new county, to be called the county of Passaic; and the eastern part of the county of Gloucester into a separate county, to be called the county of Atlantic."

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That all fees, charges and expenses of the keeper of the common jail of the county of Passaic, accruing or incurred in the commitment, custody and discharge of any person or persons committed to said jail, on any proceedings, conviction or execution had or issued under and by virtue of any ordinance of the mayor and common council of the city of Paterson, in the county of Passaic, shall be borne and paid to the said keeper by the said mayor and common council, in the same manner and to the same extent as the same are now borne and paid by the board of chosen freeholders of said county, and such keeper shall not claim, have or demand such fees, charges and expenses from the Fees and Expenses of City of Paterson, by whom paid.

said board of chosen freeholders; and that all fines had or received by any police magistrate or other officer of the said city of Paterson, on or by virtue of any such proceedings, conviction or execution, shall be paid by such magistrate or officer to the mayor and common council of said city.

Fees of magistrates.

2. *And be it enacted*, That no police magistrate of the city of Paterson, in the county of Passaic, nor any officer acting under any order or process issued by such magistrate in his official capacity of police magistrate, shall have, demand or collect from the board of chosen freeholders of the county of Passaic any costs, fees or charges made or incurred by such magistrate in the discharge of his official duties; but such costs, fees and charges may be had and collected from the mayor and common council of said city in all cases wherein such magistrate or officer is now by law entitled to demand and collect the same from said board of chosen freeholders; *provided however*, that the provisions of this act shall not extend to fees charges and expenses accruing or incurred in cases within the jurisdiction of justices of the peace of said city.

Proviso.

Prisoners to be employed to work on streets.

3. *And be it enacted*, That it shall be lawful for the board of chosen freeholders of the county of Passaic to cause the persons or prisoners confined in the common jail of said county, except such as shall be confined therein in any civil suit, cause or proceeding, to be employed and set to work outside of the said jail and yard, and upon the streets, roads, and other places in the county, under such regulations and restrictions as the said board may prescribe for that purpose; and the keeper of said jail shall in such cases allow such prisoners to be taken out of the jail for the purposes aforesaid, and shall not, on that account, be liable as for an escape of such prisoners; *provided*, that no person committed to said jail to answer a charge of any crime or offence cognizable by the grand jury of said county shall, before conviction, be so employed or set to work; *and further*, that no person convicted upon any indictment and sentenced thereon to imprisonment in said jail, shall be so employed or set to work without an order for that purpose first made by the court by which such sentence shall be passed, and which order the said court in its discretion is hereby authorized to make.

Proviso.

License fees, to whom paid.

4. *And be it enacted*, That the price and assessments for licenses to keep inns and taverns in any township of the county of Passaic, assessed by virtue of the seventeenth section of the act entitled "An act concerning inns and taverns,"

shall be paid by the clerk of the court of common pleas of said county to the township collector of the township within which any such inn and tavern shall be located, for the use of such township, within thirty days after the same shall have been paid to said clerk, or whenever thereafter such township collector shall demand the same.

Collectors to furnish clerk with list of delinquents.

5. *And be it enacted*, That the collectors of the several townships in the county of Passaic shall severally, within ten days after the time appointed by law for delivering unto a justice of the peace a list of the names of delinquents, deliver to the clerk of their respective townships a true copy, under oath, of the transcript or duplicate of the assessment delivered to such collectors by the assessors of said townships respectively, for which service such collectors shall each receive the sum of three dollars; which copy of the duplicate shall be and remain the property of such township, and be preserved by the township clerk; and if any such collector shall neglect or refuse to comply herewith, he shall forfeit and pay to the township of which he is collector the sum of fifty dollars, to be sued for by the township committee in the name of the township, and recovered for the use of such township, with costs, before any justice of the peace in said county.

Penalty.

6. *And be it enacted*, That this act shall take effect immediately.

Approved March 13, 1862.

CHAPTER XCII.

AN ACT to enable the owners and possessors of the meadow, marsh and swamp lands on Butcher's creek and New Port creek, in the county of Cumberland, to make a dam across the said creeks, and to erect and maintain banks, dikes, dams and water works sufficient to prevent the tide from overflowing the same.

Owners may make dams

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall and may be lawful for the owners and possessors of the meadow, marsh and swamp

lands now under water or exposed to the overflow of the tide on Butcher's creek and New Port creek, in the county of Cumberland, to make and construct a dam across each of the said creeks, at such place or places as shall seem most beneficial to all parties interested, with such sluices, sluice-races, and other water-works, and of such material, character and dimensions, as they may deem necessary or proper to exclude the tide from said meadows and swamps, and to drain, irrigate, and otherwise improve the same; and after the said dams, banks, and water-works shall be so made and constructed, the same to maintain and keep in suitable and proper repair, in manner and form as hereinafter designated.

Managers, when and where chosen.

2. *And be it enacted*, That the owners and possessors of said meadow shall be known as The New Port and Butcher's Creek Meadow Company; and it shall be lawful for the said owners and possessors, their agents and representatives, to meet at the house of Isaac S. Ware, in the township of Stoe Creek, in the county of Cumberland, on the first day of April, Anno Domini one thousand eight hundred and sixty-two, and annually thereafter on the same day, and between the hours of one and five o'clock in the afternoon of said day, to choose, by ballot or otherwise, and by a plurality of votes, such person or persons as they may think proper for managers, and a treasurer and clerk, for and until the next annual meeting thereafter; and a notice signed by any one of the said company, and left at the residence or dwelling of each owner, or by advertising the same in three of the most public places in the neighborhood of said meadows, at least one week previous to the time of the first meeting aforesaid, shall be considered a legal notice for said meeting; and at such election for officers the mode of voting shall be in person or by proxy, in the following ratio: every owner of meadow in said company shall be entitled to one vote for any quantity not exceeding five acres, which he, she or they may possess, and one vote for each and every five acres, not exceeding twenty acres, and one vote for each and every additional ten acres.

Powers of managers.

3. *And be it enacted*, That for the purpose of making and constructing said dams and water-works, the said managers shall have full power to take and use any earth, mud or sod, or other material, in any part of the said meadow and marsh land, the most convenient thereto, and to have free egress and ingress for themselves and their hands and teams, through any part thereof, doing no unnecessary damage to the owner or owners thereof, and making him, her or them, proper com-

pensation therefor, to be determined by agreement of the parties; and if they cannot agree, then by two judicious and disinterested men in the neighborhood, mutually chosen by the parties; and in the event that they cannot agree upon an appraisement of the damages, then the said appraisers may choose a third person of the neighborhood, being a freeholder and disinterested, to join them therein; any two of whom agreeing, their appraisement, made and certified in writing, shall be binding and conclusive to the parties, and shall be paid by the said company to the person or persons injured as aforesaid, they, the said appraisers, giving five days' notice, in writing, to the parties in question, of the time and place of meeting to determine said appraisement. Compensation to owners.

4. *And be it enacted*, That whenever the managers of said company, for the time being, shall deem it necessary to call a special meeting of the company, they shall give at least seven days' notice thereof to its members by advertisements, under their hands, set up in three of the most public places in the neighborhood of the said meadow, designating the time, place and object of such meeting. Special meetings.

5. *And be it enacted*, That all the officers chosen, or to be chosen, by the said meadow holders, shall be entitled to receive from the said company a reasonable compensation for all the services required of them by this act. Compensation of officers

6. *And be it enacted*, That all the rest of the proceedings and operations of said company, of every nature and kind soever, shall be performed and conducted in the same way, and under the same powers, and with the same limitations and restrictions as if this company had been created and formed under the act of the legislature of this state entitled "An act to enable the owners of tide-swamps and marshes to improve the same, and the owners of meadow already banked in and held by different persons to keep the same in good repair," passed the twenty-ninth day of November, one thousand seven hundred and eighty-eight, and the several supplements thereto. Powers and restrictions.

7. *And be it enacted*, That all other acts of this state inconsistent with the provisions of this act, so far as they relate to this meadow, be and the same are hereby repealed. Repealer.

8. *And be it enacted*, That this act shall go into effect immediately.

Approved March 13, 1862.

CHAPTER XCIII.

A supplement to the act entitled "An act for the relief of creditors against absconding and absent debtors," approved April sixteenth, one thousand eight hundred and forty-six.

When bond not required.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That in all cases of attachment hereafter issued by a justice of the peace, when an affidavit shall be filed by or in behalf of the defendant setting forth facts which would render said attachment illegal or void, it shall be the duty of said justice, upon a motion to quash the writ of attachment, to try said facts without requiring the defendant to file a bond according to the requisition contained in the fifty-second section of the act to which this is a supplement, and to give judgment thereon.

When costs to be allowed.

2. *And be it enacted*, That in all cases hereafter, when an attachment issued by a justice of the peace shall be superseded by an attachment issued out of a higher court, the plaintiff in such attachment so superseded shall be entitled to be first paid out of the property attached the full amount of all the legal costs and expenses which may have accrued on the attachment so superseded.

Approved March 13, 1862.

CHAPTER XCIV.

AN ACT relating to Commercial Paper.

Bills, &c., when payable.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That all bills of exchange or drafts, drawn payable at sight, at any place within this state, other

than those upon banks or banking associations, shall be deemed due and payable at the expiration of three days grace after the same shall be presented for acceptance.

Checks on banks payable on sight.

2. *And be it enacted*, That all checks, bills of exchange or drafts, appearing on their face to have been drawn upon any bank, or upon any banking association carrying on banking business under the acts to authorize the business of banking, which are on their face payable at sight or on any specified day, or in any number of days after the date or sight thereof, shall be deemed due and payable on the day mentioned for the payment of the same, without any days of grace being allowed thereon.

Notice of protest, where sent.

3. *And be it enacted*, That whenever the residence or place of business of the endorser of a promissory note, or of the drawer or endorser of a check, draft, or bill of exchange, shall be in the city or township, or whenever the city or township indicated under the endorsement or signature of such endorser or drawer as his or her place of residence, or whenever, in the absence of such indication, the city or township where such endorser or drawer, from the best information obtained from diligent inquiry, is reputed to reside or have a place of business, shall be the same city or township where such promissory note, check, draft or bill of exchange is payable or legally presented for payment or acceptance; all notices of non-payment and of non-acceptance of such promissory note, check, draft, or bill of exchange, may be served by depositing them, with the postage thereon pre-paid, in the post office of the city or township where such promissory note, check, draft, or bill of exchange, was payable or legally presented for payment or acceptance, directed to the endorser or drawer at such city or township.

Approved March 13, 1862.

CHAPTER XCV.

AN ACT relative to public roads in the township of Tewksbury, in the county of Hunterdon.

When to elect Overseer.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the taxable inhabitants of the several road districts in the township of Tewksbury, in the county of Hunterdon, shall elect overseers in their respective districts, at two o'clock in the afternoon on the Saturday immediately preceding the annual town meeting in each year.

Ten days notice.

2. *And be it enacted*, That the overseers of each road district in said township shall give ten days' notice of the time and place of holding the election, by notice set up in three of the most public places in said district.

Election, how conducted.

3. *And be it enacted*, That when assembled at the time and place of meeting, the taxable inhabitants of each road district shall choose a chairman from among the number, whose duty it shall be to preside at said elections, and certify the result thereof to the town clerk on the day of the next annual town meeting in each year.

Penalty.

4. *And be it enacted*, That if the overseer of any road district in said township shall neglect or refuse to perform the duties imposed upon him by the provisions of this act, he shall forfeit and pay the sum of one dollar for every such neglect or refusal.

Penalty on chairman.

5. *And be it enacted*, That if the chairman, at any election held under the provisions of this act, shall refuse or neglect to perform the duties imposed upon him by the provisions of this act, he shall forfeit and pay the sum of one dollar for every such refusal or neglect.

Forfeitures, how appropriated.

6. *And be it enacted*, That all forfeitures and penalties arising under this act shall be recoverable in any action of debt, at the suit of any taxable inhabitant of the same road district to which the defendant in said action belongs; and when recovered, said forfeiture and penalties shall be appropriated to the repairing of roads of said district.

On failure to elect, township committee to appoint.

7. *And be it enacted*, That if any road district in said township shall neglect or refuse to elect an overseer for said district at the time specified in the first section of this act, or if

the overseer of any road district in said township shall remove or die, or become unable to discharge the duties of an overseer, then it shall be the duty of the township committee of said township to appoint an overseer of said district from among the taxable inhabitants thereof; and the person thus appointed shall hold his office until a successor shall have been appointed or elected.

8. *And be it enacted*, That all acts or parts of acts inconsistent with the provisions of this act, be and the same are hereby repealed. Repealer.

9. *And be it enacted*, That this act shall take effect immediately.

Approved March 13, 1862.

CHAPTER XCVI.

A further supplement of an act to extend the provisions of an act to prevent horses, cattle, sheep and swine from running at large in certain parts of the township of Pequanac, in the county of Morris, approved March fourteenth, one thousand eight hundred and sixty-one; and also an act to extend the provisions of the same act to other parts of the said township of Pequanac, approved March twenty-second, one thousand eight hundred and sixty.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall not be lawful to impound horses, cattle, sheep and swine found upon any of the highways in the said township of Pequanac, within the boundary described in the said acts, unless the horses, cattle, sheep and swine were running at large to pasture upon the said highways, by permission or neglect of the owner or legal possessor of such horses, cattle, sheep and swine, and then only by a freeholder residing within the limits therein described. Limitation of former act.

Approved March 13, 1862

CHAPTER XCVII.

AN ACT to incorporate Warren Lodge, Number Thirteen, Free and Accepted Masons.

Corporators.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That E. R. Crane, Jacob Sharp, Samuel S. Clark, Jesse King, Thomas L. Smith, John J. Kline, John Simerson, and their associates, members of Warren Lodge, Number Thirteen, Free and Accepted Masons, of the state of New Jersey, and their successors, be and the same are hereby declared to be a body politic and corporate in law, by the name, style and title of "Warren Lodge, Number Thirteen, Free and Accepted Masons," and by that name they and their successors may at all times hereafter be able to sue and be sued, plead and be impleaded, and to have full power to collect any debts now due and owning, or which may become due and owing to the said Warren Lodge, in any court of law and equity, or elsewhere.

Corporate name.

Powers.

2. *And be it enacted*, That the said corporation shall and may at all times hereafter be capable of having, holding, purchasing and possessing any lands, tenements, hereditaments and personal estate, purchased, devised or bequeathed by any person or persons, bodies corporate or politic, capable of making the same; *provided always*, that the said corporation or body politic shall not at any time hold or possess property, real, personal or mixed, exceeding in value the sum of ten thousand dollars.

Proviso.

Officers to be elected.

3. *And be it enacted*, That the management and disposition of the affairs and property of the said corporation shall be vested in a president, vice president, treasurer, secretary and five directors, who shall be elected annually, at such time and in such manner as the said corporation shall, by its by-laws, provide; *provided*, such by-laws shall not be repugnant to the constitution and laws of this state or of the United States.

Proviso.

Property not to be taxed.

4. *And be it enacted*, That the property of said corporation or body politic, personal, real or mixed, which they now possess, or may hereafter possess, shall not be liable to have any taxes assessed and levied upon it for any purpose whatsoever.

5. *And be it enacted*, That this act shall take effect immediately.

Approved March 13, 1862.

CHAPTER XCVIII.

AN ACT to incorporate the Madison Aqueduct Company.

Corporate name.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That all such persons as shall become subscribers to the capital stock hereinafter mentioned, their successors and assigns, shall be and they are hereby ordained, constituted and made a corporation and body politic, in fact and in law, by the name of "The Madison Aqueduct Company."

Capital stock.

2. *And be it enacted*, That the amount of the capital stock of the said corporation shall be fifty thousand dollars, and shall be divided into shares of twenty-five dollars each, which shall be deemed personal estate, and shall be transferable in such manner as the by-laws of such corporation shall direct.

Commissioners.

3. *And be it enacted*, That Alfred M. Tredwell, Mordecai T. Runyon, Francis S. Lathrop, Edward Thebaud, Ellis Porter, Frank Lathrop and David Pierson are hereby appointed commissioners to receive subscriptions for the capital stock of said corporation, and they, or a majority of them, are hereby authorized, for that purpose, to open books of subscription at such times and places as they, or a majority of them, may think proper, giving twenty days' notice of such times and places, by publishing the same in a newspaper published in Morristown, in this state; and at such times and places the said commissioners shall attend and receive subscriptions to the said capital stock; and at the time of subscribing for said stock five dollars on each share subscribed shall be paid to the said commissioners.

Meeting of stockholders and election of directors.

4. *And be it enacted*, That whenever there shall be two hundred shares of the said stock subscribed, and one

thousand dollars paid in, as above directed, the said commissioners, or a majority of them, shall give public notice, for two weeks, in a newspaper published in Morristown, in this state, of a meeting of the said stockholders, for the purpose of electing directors and organizing said company, of which election the said commissioners, or a majority of them, shall be judges; at which meeting the said stockholders shall proceed to elect by ballot five directors, who shall hold their office for one year and until others are elected; and each stockholder, at such election and at all future elections, shall have one vote for each share he or she shall own at the time of such election, and that such stockholders may vote at any election by proxy duly authorized for that purpose.

Officers.

5. *And be it enacted*, That the board of directors so to be chosen as aforesaid shall and may elect out of their own body a president, and a majority of the said board shall at all times be a quorum for the transaction of business; and the said board shall have power to call in the remainder of the capital stock of the said corporation, so subscribed, by installments not exceeding five dollars on each share, by giving thirty days' notice of such required installment in a newspaper published at Morristown aforesaid; and if any stockholder shall refuse or neglect, for ten days after such installment is due, to pay the same, he, she or they so refusing or neglecting shall forfeit their stock and all payments made thereon, for the use of the said company; and the said board of directors may require of their treasurer such security as to them shall seem proper.

Stock to be paid by installments.

Powers of directors for organization.

6. *And be it enacted*, That when the board of directors are so elected and chosen, the said commissioners are hereby authorized and required to pass over to the said board of directors, or to such persons as they shall direct, the books of subscription and all moneys which they have received for the subscription of the said capital stock, first deducting therefrom all expenses which they have incurred and reasonable compensation for their services; and the directors so chosen, and their successors, may, at their discretion, continue and keep open the books of subscription, or re-open the same, until the whole of the stock aforesaid shall be subscribed, and shall annually, after their appointment, cause an election to be held for the directors of said corporation, at such time and place as their by-laws shall direct.

Corporation not dissolved for failure to elect.

7. *And be it enacted*, That in case it should happen that an election of directors should not be made on the day or at

the time when, in pursuance of this act, it ought to have been made, the said corporation shall not for that cause be deemed dissolved, but such election may be held at any other time; and the directors for the time being shall continue to hold their offices until others have been chosen in their places.

Duty of directors.

8. *And be it enacted*, That it shall be the duty of the president and directors, as soon as may be after the company shall have been organized, to proceed to bring and convey into Madison and its vicinity, by means of pipes, conduits, forcing pumps or other machinery, water from Brookfield's Pond, or from some spring or springs, the right to which, and to the stream or streams flowing from the same, shall have been previously vested in said company; also, to provide proper cisterns or reservoirs, the site or sites for which shall have been previously vested in said company, to dig ditches and to lay pipes or conduits, and to alter and repair the same, and for this purpose to enter upon and through such lands and enclosures as may be deemed necessary, doing as little damage as possible, and paying for any damage done to the said lands and enclosures.

Powers.

May enter upon lands.

9. *And be it enacted*, That it shall and may be lawful for the president and directors aforesaid, and their agents, surveyors, artificers and workmen, with all necessary tools and implements, to enter in and upon all lands contiguous to said springs or river, and to dig and excavate the earth, divert and carry away any and all streams of water rising upon or running through or across said lands, to lay down pipe and machinery, and make erections necessary and convenient for the purposes aforesaid, and to repair, remove and re-construct the same, doing thereby as little damage as possible to the said lands; *provided*, that no excavation, erection or diversion of any water shall be made upon the lands aforesaid without the permission of the owner or owners or other persons interested in the same, or before tender of amends shall have been made to such owner or owners or persons interested, for all damages which they may sustain by reason of such erection, excavation or diversion as aforesaid.

Proviso.

Compensation to owners

10. *And be it enacted*, That in case the president and directors cannot agree with any owner or owners of any of the lands above mentioned, upon the amount of damage to be paid to such owner or owners for the erection, excavation or diversion aforesaid, and for the occupation of the lands aforesaid with the works of the said company, and in case any such owner or owners be absent from this state, or under any legal

disability, it shall be the duty of any judge of the court of common pleas of said county, who is disinterested in the premises, upon application of said company, and upon ten days' previous notice, in writing, to the opposite party, or in case of absence from the state, or of any legal disability, to his or her guardian or tenant in possession of the lands, after hearing the parties, if present, to appoint three disinterested commissioners, residents of said county, to assess the damages to be done to said lands by the said company in the construction and maintenance of their aqueduct as aforesaid, who shall be sworn before an officer competent to administer an oath, faithfully to execute the duties of such appointment; and upon like notice to said company and to the owner or owners, or to the tenant in possession or guardian, in case of absence from the state or legal disability, shall meet, view the premises, and hear the parties and evidence, if desired, at which time the said company shall exhibit to the said commissioners and the opposite party, if present, a statement or description, in writing or by drawing, or both, of the use, occupation and excavation of the lands and diversions of the water sought to be made by the said company upon the said lands; and the said commissioners shall thereupon assess the damages as aforesaid, and shall execute under their hands and seals, or the hands and seals of a majority of them, an award to the said company of the rights and privileges sought by them in the statement and description aforementioned, which award shall be by them acknowledged and filed in the county clerk's office, and by him recorded in the registry of deeds; and if either party feel aggrieved by such assessment and award, the party so aggrieved may appeal to the court of common pleas of said county, at the next or second term thereafter, by proceeding in the form of petition to said court, with five days' notice in writing of such appeal, to the opposite party, or in case of absence from the state, or legal disability, to the tenant in possession of said lands, or guardian, which proceeding shall vest in the said court of common pleas full power to hear and adjudge the same, and if required, they shall award a venire in proper form for a jury before them, who shall hear and finally determine the same, and it shall be the duty of the said jury to assess the damages to the lands as before mentioned; and if the said jury shall be demanded by the company, and they shall find the same or a greater sum than the commissioners, then judgment shall be given with costs against the company, and execution issue for the same, if need be;

Commissioners appointed to assess damages.

Appeal to court of common pleas.

but if the said jury shall be demanded by the owner or owners, and shall find the same or a less sum than the commissioners awarded, then the costs shall be paid by the owner or owners, and shall be deducted out of the sum so awarded, or execution shall issue therefor, as the court shall direct; and upon payment or tender of the sum so found by the commissioners or jury, with the costs, if any, the said corporation shall be deemed to be seized and possessed of the rights and privileges enumerated and described in the aforementioned statement and the award so made as aforesaid.

Proceedings in case of minors and absentees.

11. *And be it enacted*, That in case any owner or owners of any land or real estate shall be out of the state, or under any legal disability, it shall be the duty of the said corporation to pay the amount of any award or assessment so made in behalf of any such person into the court of common pleas, to the clerk thereof, to the use of said owner or owners, all of which said proceedings, as well under this as the preceding section of this act, shall be at the proper costs and charges of said corporation, except in cases of appeal above provided for; and the said judge shall and may order and direct the amount of costs and charges of such valuation, appraisement and witness fees.

Restrictions.

12. *And be it enacted*, That the said corporation shall possess the several powers, and be subject to the restrictions and liabilities, contained in the act entitled "An act concerning corporations," approved the fourteenth day of February, one thousand eight hundred and forty-six, so far as the same is applicable.

13. *And be it enacted*, That this act shall take effect immediately.

Approved March 13, 1862.

CHAPTER XCIX.

A further supplement to an act entitled "An act for the preservation of deer and other game, and to prevent trespassing with guns," approved April sixteenth, eighteen hundred and forty-six.

Water fowl not to be killed between December and April.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That hereafter if any person or persons shall take, kill or destroy any ducks, geese, brant, or other wild water fowl, in or about the waters of the county of Cape May, excepting only between the first day of December of each year and the first day of April next ensuing, he, she or they so offending shall forfeit and pay for each offence the sum of five dollars, to be sued for and recovered in an action of debt, with costs of suit, by any person who shall sue for same, and on non-payment thereof shall be committed to the common jail of the county for any period not exceeding sixty days, and until the fine and costs are paid; and any person in whose hands or custody any duck, goose, brant, or other wild water fowl shall be found, that shall have been killed contrary to the provisions of this act, shall be deemed, taken and adjudged to be the killer and destroyer of said game, and be liable to the penalties aforesaid.

Repealer.

2. *And be it enacted*, That all acts and parts of acts inconsistent with the provisions of this act, be and the same are hereby repealed, and that this act shall take effect immediately.

Approved March 13, 1862.

CHAPTER C.

A supplement to the act entitled "An act to incorporate the Trenton Horse Car Railroad," approved March ninth, eighteen hundred and fifty-nine.

Time extended.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the time for the commencement and completion of the railroad authorized by the act to which this is a supplement, be extended for three years from the time fixed by said act.

Approved March 13, 1862.

CHAPTER CI.

AN ACT relative to taxes due from incorporated companies in this State.

When taxes due from company how suit to be conducted.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That when in the opinion of the governor, attorney general, and treasurer of this state, or when in the opinion of any two of them, there are taxes or other dues due to this state, and unpaid, from any incorporated company in this state, it shall be the duty of the attorney general, with the written consent of such incorporated company, by means of a rule of the supreme court of this state, to submit the said question relative to taxes or other dues to the said court, without the intervention of a jury; and the facts pertinent to such question, when not settled by a case agreed upon by the attorney general and the said incorporated company, shall be ascertained by depositions taken on notice and according to the rules of said court; and when

the said question is determined by the said court, a rule shall be entered accordingly, which shall in every respect have the effect of a final judgment of said court.

Suit to commence.

2. *And be it enacted*, That when any incorporated company of this state, on being applied to on behalf of the state to submit any question relative to taxes or other dues, as provided in the first section of this act, shall refuse or neglect to consent, in writing, that such question be so submitted, then it shall be the duty of the attorney general, in the name of "The State of New Jersey" as plaintiff, to institute a suit against said incorporated company as defendant, in the supreme court of this state; and in any suit brought by the state against any incorporated company for taxes or other dues, a declaration containing what are known as the common or money counts, with a schedule attached, setting forth in a clear manner the amount of taxes or other dues claimed by the state from said incorporated company, for any year or series of years, shall be a sufficient statement of what the state demands in said suit; and if the said incorporated company desire to make any defence to such claim, the same shall be made by means of the plea of the general issue, with a notice or notices attached, setting forth in a clear manner such defence, and under such plea and notices all defences lawful to be made may be set up; and the said suit shall, in all other respects, proceed according to the established forms of legal proceedings in this state.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 13, 1862.

CHAPTER CII.

AN ACT to confirm the sale under foreclosure of the property, rights and franchises of the New York and Erie Railroad Company, and to complete the organization of the Erie Railway Company.

Preamble.

WHEREAS, under proceedings had in the supreme court of the state of New York to foreclose mortgages given by the

New York and Erie Railroad Company, a sale of the property, rights and franchises of the said company has been made; and whereas, the purchasers at such sale have conveyed such property, rights and franchises to the Erie Railway Company, a new company already organized under the laws of the state of New York; therefore,

Powers.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the Erie Railway Company to hold all the rights, property, franchises, leases and contracts formerly belonging to or vested in the New York and Erie Railroad Company in the state of New Jersey, or authorized by the laws of the state of New Jersey, mentioned in and covered by the fourth or fifth or supplemental mortgages stated and set forth in the said proceedings of foreclosure in the said supreme court of the state of New York, and which have been sold and transferred by a sale under said proceedings of foreclosure, or intended so to be, and now vested by conveyance or transfer in the Erie Railway Company.

Title

2. *And be it enacted*, That the title of the Erie Railway Company to such rights, property, franchises, leases and contracts, shall be subject to the provisions of the act entitled "An act to facilitate the foreclosure of mortgages given by the New York and Erie Railroad Company, and to aid the purchasers under such foreclosure in acquiring title," approved March twenty-second, eighteen hundred and sixty, and also to the provisions of all leases, contracts and agreements heretofore made by the New York and Erie Railroad Company, or by any person or party operating said railroad, with any other company or party of this state, so far as the said leases, contracts or agreements are in force.

Liabilities.

3. *And be it enacted*, That the Erie Railway Company, and any other corporation or individuals using the Paterson and Hudson River Railroad and the Paterson and Ramapo Railroad, under leases and contracts heretofore made, and hereby confirmed, and using the road and tunnel connecting the Paterson and Hudson River Railroad with Pavonia Ferry at Jersey City, shall be and are hereby declared liable for all claims for debts, damages, omissions and delinquencies that hereafter shall arise from the running and operating said railroads and carrying freight and passengers on the same, as fully as the said Paterson and Hudson River Railroad Company and the Paterson and Ramapo Railroad Com-

pany, or any other company, are now liable by the laws of this state.

How action commenced.

4. *And be it enacted*, That whenever any action shall be commenced against the Erie Railway Company, or any other foreign corporation using said roads, in any of the courts of this state, the first process to be made use of may be a summons or subpœna, a copy whereof shall be served on the president or one or more of the directors, or the superintendent, or any chief station agent of said company, six entire days before its return.

When summons served.

5. *And be it enacted*, That when the sheriff or other officer shall serve and return such summons or subpœna, "served" or "summoned," the defendants shall be considered as appearing in court, and may be proceeded against accordingly.

Contracts, &c., to be kept.

6. *And be it enacted*, That the Erie Railway Company shall keep and perform the contracts, guaranties and agreements heretofore made and executed by the New York and Erie Railroad Company, to and with the Paterson and Ramapo Railroad Company and the president and directors of the Paterson and Hudson River Railroad Company, respectively, as fully as the New York and Erie Railroad Company were or are bound by the terms thereof to perform the same; and for any breach or non-performance of such contracts, guaranties and agreements, or any of them, by the Erie Railway Company, the said Erie Railway Company shall be liable to the Paterson and Ramapo Railroad Company and the president and directors of the Paterson and Hudson River Railroad, respectively, to the same extent and in the same manner as the New York and Erie Railroad Company would have been liable for the breach or non-performance thereof.

Company to accept this act

7. *And be it enacted*, That this act shall not take effect unless the Erie Railway Company shall, within six months from and after the passage or approval thereof, by a vote of their board of directors, accept the same and agree to observe and perform all the terms and provisions thereof, and certify and deliver such acceptance and agreement, under their corporate seal and the signature of their president, to the secretary of state of this state, to be filed in his office; and such acceptance shall operate, and be construed in all courts to operate, as a covenant and agreement on the part of said Erie Railway Company to observe and perform such terms and provisions.

Public act.

8. *And be it enacted*, That this act shall be deemed and taken as a public act, and shall be so construed in all courts and places, and shall go into effect immediately after the

acceptance thereof and agreement mentioned in the seventh section shall have been filed in the office of the secretary of state; and the legislature may at any time amend or repeal this act.

Approved March 13, 1862.

CHAPTER CIII.

AN ACT to incorporate the Middletown Point and Keyport Gas Light Company.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Aaron Longstreet, Henry S. Little, David Warner, Gordon D. White and Alexander Y. Pringle, and all and every person or persons who may become subscribers according to the mode hereinafter prescribed, and their successors, are hereby created a body politic and corporate in fact, by the name of "The Middletown Point and Keyport Gas Light Company," and by the said name the said corporation shall have power and authority to manufacture, make and sell gas for the purpose of lighting the streets, buildings and other places in the towns of Middletown Point and Keyport, or either of them, and their or either of their vicinities, and all places intermediate, and to hold and convey real estate necessary for the purposes of the corporation. Names of corporators.

2. *And be it enacted*, That the said corporation shall have power to lay down their gas pipes, and erect gas posts, burners and reflectors in the streets, alleys, lanes, avenues, public grounds, turnpikes and plank roads in the towns of Middletown Point and Keyport, or either of them, and their or either of their vicinities, and all places intermediate, and to do all things necessary to light the said towns, or either of them, their or either of their vicinities, and all other places intermediate, and the dwellings, stores and other places situated therein; *provided*, that the public travel shall at no time be affected by the laying of the said pipes, and the streets, Powers. Proviso.

turnpikes, plank roads, side and cross-walks, public grounds, lanes and avenues, shall not be injured, but shall be left in as good condition as before the laying the said pipes and erection of the said posts.

Commissioners to open books.

3. *And be it enacted*, That Aaron Longstreet, Henry S. Little, David Warner, Gordon D. White, and Alexander Y. Pringle, are hereby appointed commissioners for receiving subscriptions for the sum of twenty thousand dollars, to constitute the capital stock of the said corporation, in shares of twenty-five dollars each; and the said commissioners, or a majority of them, shall open books for that purpose at such time, and in such place or places in this state as they shall designate by public advertisement, previously inserted for at least three weeks in a newspaper printed in Monmouth county, shall keep the same open as long as they deem necessary, and may close the same at their discretion, and again open the same from time to time, giving like notice, and shall require each subscriber to pay to them at the time of subscribing such per cent. on each share subscribed as they may deem expedient, not exceeding ten per cent. on each share subscribed, which shall be paid over to the directors of said corporation, to be appointed as hereinafter directed; and all the powers of the said commissioners shall cease on the appointment of directors; and the board of directors, when appointed, shall have power and they are hereby authorized from time to time to open the books for further subscriptions, until the whole stock subscribed amounts to twenty thousand dollars, and are also authorized to call upon the subscribers, by public advertisement given in a newspaper printed in Monmouth county, for three weeks, for the payment of further installments, in such sum or sums, and at such time or times, and under such forfeiture or forfeitures as they may deem expedient, until the whole amount of said shares so subscribed shall be fully paid.

Directors to open books.

Directors to choose officers

4. *And be it enacted*, That the management of the concerns of the said company shall be vested in seven directors, to be selected from the stockholders, all of which directors shall be residents of this state; and the said directors shall choose, by a plurality of votes, from among themselves, a president; and as soon as conveniently may be after four thousand dollars shall have been subscribed, the said commissioners, or a majority of them, shall convene the stockholders by public notice to be given for three weeks in a newspaper printed in Monmouth county, and at such time

and place in Monmouth county as they shall designate in such notice, to choose the first board of directors, who shall hold their offices until the then next succeeding first Monday in May; and the said directors and president shall hold their offices from the first Monday in May in every year for one year, and shall be elected on the first Monday in May in each year, at such time and place in Monmouth county as a majority of the directors shall appoint; and public notice shall be given of the time and place of holding such election, for ten days, in a newspaper printed in Monmouth county; and any vacancy in the said board of directors may be supplied by appointments to be made by the board of directors until the next election; and all elections shall be by ballot of the stockholders or their proxies, allowing one vote for each share which they shall have held in his, her or their name or names, at least thirty days before the time of voting.

Not to be dissolved on failure to elect.

5. *And be it enacted*, That if at any time an election shall not be held on the day herein appointed, the corporation shall not for that reason be dissolved, but the directors for the time being shall remain in office until others are duly elected, which may be at any time designated by the board of directors, on public notice given as aforesaid for ten days.

Quorum.

6. *And be it enacted*, That the directors for the time being shall form a board, and they, or a majority of them, shall be a quorum for transacting business.

Stock transferable.

7. *And be it enacted*, That the stock of the corporation shall be transferable according to the by-laws and regulations of the directors, and shall be considered personal property; and the stock and transfer books and all proper books of account, in which shall be fairly and truly entered all the transactions of the company, shall be kept at some suitable place in Monmouth county, and shall be open at all times for the inspection of the stockholders.

Penalty for injury to works.

8. *And be it enacted*, That if any person or persons shall wilfully do or cause to be done any act or acts whatever, thereby to injure any conduit, pipe, cock, machine, post or structure whatsoever, or anything appertaining to the works of said corporation, or whereby the same may be stopped, obstructed or injured, the person or persons so offending shall be considered guilty of a misdemeanor, and being thereof convicted shall be punished by fine not exceeding three hundred dollars, or imprisonment at hard labor not exceeding two years, or both; *provided*, such criminal prosecution shall not in any wise impair the right of action for damages by a

Proviso.

civil suit, which said civil suit is hereby authorized to be brought for any such injury as aforesaid, by and in the name of the said corporation, in any court of the state having cognizance of the same.

9. *And be it enacted*, That two-thirds of the stock of the said corporation shall be owned by stockholders resident in the county of Monmouth in this state.

10. *And be it enacted*, That this act shall take effect immediately.

Approved March 13, 1862.

CHAPTER CIV.

AN ACT granting certain powers to the township committee of the township of Bayonne, in the county of Hudson, and for the better collection of taxes and assessments in said township.

Township committee to take oath.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That from and after the passage of this act, each member of the township committee hereafter elected or appointed according to law, shall, within ten days after said election or appointment, take and subscribe an oath or affirmation before the township clerk, faithfully and impartially to execute the trust imposed on him, which clerk is hereby authorized and empowered to administer the same, and shall keep such oaths or affirmations on file in his office.

Treasurer and other officers.

2. *And be it enacted*, That the township committee shall annually appoint a treasurer and a collector of arrears of taxes and assessments, said treasurer to be appointed from amongst themselves, and they shall, at least six weeks prior to each election of township officers, designate, by resolution, how many constables, overseers of the poor, overseers of highways and poundkeepers shall be elected at such election, of which determination public notice shall be given by the clerk

by advertisements put up in at least five public places in said township, no less than twenty days prior to said election.

Official bonds to be given.

3. *And be it enacted*, That the township committee may, in addition to the official bonds now required from officers elected at township meetings, require such other bonds for the faithful performance of the trusts and duties required of any officers elected or appointed by virtue of this act as said committee shall deem expedient, and no officer appointed by this act shall enter upon the discharge of his duties unless within ten days after his appointment he shall take and subscribe an oath or affirmation before the township clerk faithfully and impartially to execute the trust imposed on him, which clerk is hereby authorized and empowered to administer the same, and shall keep such oaths or affirmations on file in his office.

List of tax delinquents to be made.

4. *And be it enacted*, That the collector of the said township, in case of the non-payment of taxes on or before the twentieth day of December in each year, shall make out a list of the names of the delinquents, with the sums due from them respectively thereunto annexed, and deliver the same to the clerk of said township, on the twenty-first day of December of each year, except when the said day shall be Sunday, and then on the next day following; and it shall be the duty of said clerk to lay the same before the township committee, at a meeting thereof, held next after the same shall be delivered to him; and thereupon the said township committee may deliver the same to a justice of the peace residing in said township, who shall proceed and issue a tax warrant thereon, as provided by law in case of taxes in townships, which shall be directed and delivered to the collector of arrears of taxes, who shall have power to collect the same in like manner in all things as the constables in townships are directed by law; *provided*, that such collector shall, before he delivers such list to said clerk, take and submit an oath or affirmation before some justice of the peace in said township, that the moneys in said list mentioned have been duly demanded, or due notice thereof given at the usual place of residence of each delinquent who could be found, or may then reside in the said township.

Proviso.

Interest to be paid on arrears of taxes.

5. *And be it enacted*, That whenever within the said township the tax shall remain unpaid after the twentieth day of December in every year, it shall be lawful for the collector of arrears of taxes to charge, receive and collect, in addition to the amount of said tax, interest thereon, to be computed at the rate of twelve per centum per annum, from the said twen-

tieth day of December until the same is paid, and such interest shall be paid over by the said collector of arrears of taxes to the treasurer of said township, in like manner and at the same time as he may be required to pay over to said treasurer all taxes by him collected.

Taxes to be a lien on real estate.

6. *And be it enacted*, That all taxes and assessments which shall hereafter be levied, assessed or made upon any lands, tenements or real estate situate in the township of Bayonne, shall be and remain a lien thereon until paid, notwithstanding any devise, descent, alienation, mortgage, or other incumbrance thereof; and that if the full amount of any such tax

How collected

or assessment shall not be paid and satisfied within the time limited and appointed by the township committee for the payment thereof, it shall and may be lawful for the township committee to cause such lands, tenements or real estate to be sold at public auction for the shortest term for which any person will agree to take the same, and pay such tax or assessment, or the balance thereof remaining unpaid, with the interest thereon, and all costs, charges and expenses, and to execute under the common seal of said township a declaration of such sale, to be signed by the president of the township committee and the township clerk, and to deliver the same to the purchaser; and such purchaser, his executors, administrators or assigns shall, by virtue thereof, lawfully hold and enjoy the said lands, tenements or real estate for his and their own proper use, against the owner or owners thereof, and all persons claiming under him or them, until his

Proviso.

said term shall be completed or ended; *provided*, the said township committee shall first have caused such sale to be advertised for at least sixty days in at least one public newspaper generally circulated in said township, and by advertisements put up in at least five public places in the said townships, which advertisements shall describe the lands, tenements or real estate, and specify the amount of the assessment or tax, and the recitals in such declaration of sale shall be evidence

Owner may redeem.

of the assessment, advertising and sale; and *provided also*, that the lands, tenements or real estate so sold may be redeemed by the owner, mortgagee, occupant or person interested therein, or by any other person for or in behalf of the owner, mortgagee or claimant of such lands, tenements or real estate, at any time within two years after the sale for either taxes or assessments, or for both, by paying to the treasurer of the township, for the use of the said purchaser, the said purchase money, together with any other sum paid for

tax or assessment which the said purchaser may have paid, chargeable on said lands, tenements or real estate, and which he is hereby authorized to do, with interest thereon at the rate of fifteen per cent. per annum in addition thereto; and the certificate of the treasurer of the town, stating the payment and showing what lands, tenements or real estate such payment is intended to redeem, shall be evidence of such redemption; a mortgagee shall have power to redeem at any time until the expiration of the six months' notice herein specified; no mortgagee whose mortgage shall have been duly recorded before sale for any tax or assessment, shall be effected by such sale, unless six months' notice, in writing, shall have been given to him by the purchaser, or those claiming under him, either personally, or if not to be found in the said township of Bayonne, then such notice shall be deposited in the post office in or nearest to said township, directed to him at his last known place of residence, (or at the post office nearest thereto;) but nothing herein contained shall be so construed as to impair the lien created by such tax, assessment or sale; and *provided also*, that the said term of time for which any land, tenement or real estate so sold as aforesaid shall not commence, nor shall said purchaser or those claiming under him have a right to possession of said land, tenement or real estate until the two years for the redemption of the same shall have expired; and the said purchaser, or those claiming under him, shall, at the expiration of said declaration of sale, quit and surrender the said lands, tenements or real estate in as good state or condition as when he entered thereon, natural wear and accidents excepted; *provided also*, that the said sale may be adjourned or postponed from time to time, or suspended, as the township committee may direct; and *provided*, that if at any sale of lands, tenements or real estate for assessment or taxes, the whole or any part thereof shall remain unsold for the want of purchasers, then it shall be lawful for the township committee to adjourn the said sale not less than thirty days nor more than sixty days; twenty days' notice at least shall be given as aforesaid of the said adjourned sale; and if at the adjourned sale there shall be no purchasers for said lands, tenements or real estate, or any part thereof, then it shall be lawful for the said treasurer of the township of Bayonne to purchase the said lands, tenements or real estate for the benefit of the township, subject to the same redemption as hereinbefore provided for; *provided also*, that all moneys paid for the redemption of said lands, tenements or real

Proviso.

Proviso.

Adjournment of sale.

Proviso.

estate as aforesaid, together with such taxes and assessments paid by a mortgagee or judgment creditor, shall be a lien on such lands, tenements or real estate for the amount so paid, with interest at the rate of seven per cent. per annum, and such lien shall have precedence over all other liens on said lands, tenements or real estate; and on foreclosure of any mortgage by such mortgagee redeeming shall be directed to be made out of said lands; and on sale of said lands under any such judgment, shall be paid out of the proceeds of the sale; *provided further*, that a complete record of all taxes and assessments shall be kept in the township clerk's office, which record shall contain the time when such assessments and taxes were laid, the time when they were paid, and if the property has been sold therefor, the time of sale, and to whom sold, and if redeemed when and by whom: it shall be the duty of the town clerk to record in a book, to be called "Record of Sales," all declarations of sale, to give certificates of search, in relation to liens, to any person or persons applying for the same, and to cancel such declarations when the property for which they were given shall be redeemed, on certificate of the township treasurer of such redemption, and to file said certificate in the said clerk's office: it shall be the duty of the treasurer to make out two certificates for all property redeemed, one for the person redeeming, and one to be filed in said clerk's office.

Record of sale to be kept.

Compensation

7. *And be it enacted*, That the township committee be and are hereby empowered to allow such additional compensation to the treasurer and collector of arrears of taxes as they may deem proper.

Repealing clause.

8. *And be it enacted*, That all acts and parts of acts inconsistent with this act be and the same are hereby repealed.

9. *And be it enacted*, That the legislature may at any time alter, amend or repeal this act; and this act shall be a public act, and shall take effect immediately.

Approved March 13, 1862.

CHAPTER CV.

AN ACT to incorporate Windsor Lodge, Odd Fellows Association, of Hightstown, New Jersey.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Rescarrick M. Smith, Isaac Pullen, Thomas Appleget, Joseph H. Jimeson, Hiram Pullen, Cornelius C. Voorhees, Jediah Shotwell, Joseph McMurran, George W. Fielder, Jacob Stults, Thomas C. Pearce, John W. Avery, John H. Ford, Joseph S. Blauvelt, their successors, and all persons who now or hereafter may be associated with them, be and they are hereby incorporated and made a body corporate, in fact and in law, by the name, style and title of "Windsor Lodge, Odd Fellows Association, of Hightstown, New Jersey," and by that name shall have perpetual succession, and be able to sue and be sued, plead and be impleaded, in any court of law or equity, or elsewhere, and shall be able and capable, in law or equity, to take and hold, to them and their successors, either by grant, gift, devise or lease any lands or real estate, for the purpose of erecting thereon a suitable building or buildings in the borough of Hightstown, and for the transaction of such business as may be connected with the erecting, building, conducting, leasing, or otherwise disposing of such building or buildings; and also to take and hold any goods and chattels, sum or sums of money, which may be required for the purposes of said association, by gift, grant, bargain, sale, will, devise or bequest, from any person or persons capable of making the same, and to grant, bargain, sell and dispose of the same for the use of said association, and generally to do all and singular such matters and things as may be necessary for the well being and proper management of the affairs of said association, not contrary to the laws of this state or of the United States; *provided*, that the value of real and personal estate held by said association shall at no time exceed the sum of five thousand dollars.

Names of corporators.

Powers.

Proviso.

2. *And be it enacted*, That it shall be lawful for the said corporation to have a common seal, and the same at their will and pleasure to change, alter and renew.

Common seal.

Board of trustees.

3. *And be it enacted*, That the government of the said corporation, and the management and disposition of its affairs and property, shall be vested in a board of trustees, who shall be elected annually, at such time and in such manner as the said association shall by its by-laws provide: at the first meeting of the trustees after their election, in each year, they shall select from among themselves a president, secretary and treasurer.

4. *And be it enacted*, That this act shall take effect immediately.

Approved March 13, 1862.

CHAPTER CVI.

Supplement to an act entitled "An act to incorporate the Citizens' Insurance Company, of Elizabeth."

Preamble.

WHEREAS, one of the commissioners named in the fifth section of the act to which this is a supplement, is deceased, and the other commissioners have neglected to call a meeting of the stockholders for the election of directors, although the amount mentioned in said section has been subscribed; therefore,

J. A. Dix, commissioner.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Joshua A. Dix be and he is hereby appointed a commissioner to open books of subscription to the capital stock, and to perform all the duties and powers imposed and conferred on commissioners by said act, in the place and room of John J. Chetwood, deceased.

Election, when to be held.

2. *And be it enacted*, That the commissioners are hereby directed, and any one or more of them may, as soon as two thousand shares of the capital stock of said company are subscribed, advertise for and hold an election of directors, as directed in section five of the act to which this is a supplement.

Powers.

3. *And be it enacted*, That the said company shall have power to make and declare all persons who shall insure in or

with said company, members of said corporation, upon such terms and with such privileges as may be determined upon and declared in their by-laws.

4. *And be it enacted*, That this act shall take effect immediately.

Approved March 13, 1862.

CHAPTER CVII.

A further supplement to the act entitled "An act making lands liable to be sold for the payment of debts."

When judgments to bind lands.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That judgments of the court of common pleas upon appeals from the courts for the trial of small causes shall not affect or bind any lands, tenements, hereditaments, or real estate, unless a rule shall be entered in the minutes of the court of common pleas in which such judgment shall be rendered, for recording such judgment, which rule shall be a rule of course, and may be entered at any time without notice.

Judgments to be recorded.

2. *And be it enacted*, That it shall be the duty of the clerk of the several courts of common pleas, upon the entry of such rule as aforesaid, to record any such judgment in the book of judgments of said court, and index the same, as now required by law respecting the judgments of such courts in suits originally commenced therein, which record shall be a transcript from the minutes of the said court on said judgment, and for this service the clerk shall be entitled to receive twenty-five cents; and such judgment shall, from the time of entering such rule, affect and bind all lands, tenements, hereditaments, and real estate, within the county where such court of common pleas is held, belonging to the person or persons against whom such judgment may be; and executions against the goods and chattels, lands, tenements, hereditaments, and real estate, of such person or persons, may be issued out of

such court of common pleas thereupon, immediately upon the entry of such rule.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 13, 1862.

CHAPTER CVIII.

A supplement to the act entitled "An act to incorporate the Hackettstown Aqueduct Company," approved March tenth, eighteen hundred and fifty-three.

Powers of Company.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the president and directors authorized in the act to which this is a supplement, shall proceed to bring and convey into the town of Hackettstown, by means of pipes, conduits, forcing pumps or other machinery, water from the Musconetcong river, or from spring or springs, or stream or streams flowing from any springs, and take sufficient lands for the erection of proper works for conveying the same, also for the erection of proper cisterns or reservoirs, doing as little damage as possible and paying for the said water and lands, and governed by the same provisions as is provided for the digging of ditches and laying pipes or conduits through lands, in the eighth section of the act to which this is a supplement; *provided always*, that all lands now owned by Stephen Vail shall be exempted from and in no way subject to any of the provisions of this act.

Proviso.

Repealer.

2. *And be it enacted*, That all acts or parts of acts inconsistent with this supplement, be and the same are hereby repealed.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 13, 1862.

CHAPTER CIX.

AN ACT to amend an act entitled "A further supplement to an act entitled 'an act to incorporate Jersey City,'" approved March eighteenth, eighteen hundred and fifty-one, which supplement was approved March fifteenth, eighteen hundred and sixty-one.

Classification of aldermen.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the word "two," in the last line of the second section, and being the second word from the end of said section in the act to be amended by this act, be stricken out, and the word "third" inserted in its place, so that the last clause of said second section shall read, "and the two persons to be elected for aldermen from each of the first, second, third and fourth wards on the second Tuesday of April, eighteen hundred and sixty-two, shall each at the first meeting after their election, divide themselves by lot into two equal classes, one of which shall go out of office at the expiration of the first year, and the other at the expiration of the third year."

Repealer.

2. *And be it enacted*, That all acts or parts of acts inconsistent with this act, are hereby repealed, and that this act shall take effect immediately.

Approved March 17, 1862.

CHAPTER CX.

A supplement to the act entitled "An act to incorporate trustees for the management and care of the fund for the support of the Episcopate of the Diocese of New Jersey," approved February fourteenth, eighteen hundred and sixty.

Powers increased.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the corporation created by the

act to which this is a supplement, shall be capable of taking and holding, by gift, grant, devise, bequest or otherwise, any property in trust for ecclesiastical, charitable or educational objects, appertaining to or under the control of the convention, or other ecclesiastical authority of the Protestant Episcopal Church in the Diocese of New Jersey, and of executing the trusts specified by the grantor or donor thereof; *provided*, the same be not inconsistent with or contrary to the constitution, canons or laws of said church.

Proviso.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 17, 1862.

CHAPTER CXI.

A further supplement to an act entitled "An act concerning roads," approved April sixteenth, eighteen hundred and forty-six.

Reviver.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the act entitled "A supplement to an act concerning roads," approved March twenty-third, eighteen hundred and fifty-nine, be and the same is hereby repealed, so far as the same shall apply to the county of Cape May, and that so much of all acts and parts of acts as are not inconsistent with this act, which by the said supplement were repealed, be and the same are hereby revived in and for the said county of Cape May.

Road Districts in Cape May.

2. *And be it enacted*, That the overseers of the highways of the several road districts in the county of Cape May shall be elected by the legal voters of the said districts as they (the said districts,) may be arranged from time to time by the several township committees for their respective townships; and for the purpose of carrying this provision into effect the several township committees shall give public notice in their respective townships of the time and place of holding the first

road district meeting, for the election of overseers of the highway under this act, which meetings shall be held on the Saturday next preceding the annual town meetings in said county, and shall cause notice thereof to be posted up in some conspicuous place in each road district, at least five days before holding any such meeting, which notice shall designate the time and place and object of such meeting.

Overseers, how elected.

3. *And be it enacted*, That when a road district meeting shall thus assemble, they shall first organize by electing a moderator, by a plurality of votes, after which they shall proceed in like manner to elect an overseer of the highway for such road district; the moderator of each district meeting shall notify his respective township committee, at their first meeting after such election, in writing, of the election of such overseer; and in case of failure of any road district to elect an overseer, or of the person elected to accept of the appointment, the township committee shall fill such vacancy, and shall furnish a list of the names of said overseers of the highway so elected or appointed, to the clerk of the township, and it shall be the duty of the said clerk to publish such list, with the names of the officers and the proceedings of the first town meeting after the election of said overseers.

Vacancies filled.

Subsequent meetings.

4. *And be it enacted*, That all subsequent road district meetings shall be called by the overseers of the road districts respectively, upon written notice posted up in such district at least ten days before the time of holding such meeting; and all such subsequent road district meetings shall be held on Saturday next preceding the annual town meetings in the respective townships of said county; and should the overseer of any road district fail to call such meeting, or the individual elected refuse to accept said appointment, or in case of a vacancy arising from any other cause, the township committee shall fill such vacancy, and cause the names of the persons so elected or appointed to be published as aforesaid.

5. *And be it enacted*, That this act shall take effect immediately.

Approved March 17, 1862.

CHAPTER CXII.

A further supplement to "An act to authorize the construction of works for the purpose of supplying Jersey City and places adjacent with pure and wholesome water," approved March twenty-fifth, one thousand eight hundred and fifty-two.

Improvement certificates may be issued.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the board of water commissioners to cause improvement certificates to be issued under the hand of their president, attested by the signature of the registrar to said board, in such sums as may seem to them necessary, in payment for the construction of sewers or their appurtenances, now or hereafter to be authorized to be constructed by them, and that the same shall be made payable, with such rate of interest, not to exceed seven per cent. per annum, as they may deem best, which said certificates shall be paid out of the moneys realized from the assessments imposed for such sewers or appurtenances, and in default of the collection of the same within eighteen months of the date thereof, they, the said water commissioners, will, on thirty days' written notice by the holder, cause the same to be paid, with the interest which shall accrue on the same.

How transferred.

2. *And be it enacted*, That the said certificates shall be made transferable by endorsement, and be of like validity as to the security for their payment, as the evidences of indebtedness now authorized to be issued by the acts and supplements thereto to which this act is a supplement.

What notice be given.

3. *And be it enacted*, That it shall be sufficient to give public notice referred to in the eighth section of the act to which this is a further supplement, in any two of the newspapers published in the county of Hudson, and that it shall not be necessary to publish them elsewhere, unless such further publication shall be deemed desirable by said board of water commissioners.

Amendment.

4. *And be it enacted*, That the words "and the first Tuesday in January," where the same occur in the twelfth section of the act to which this act is a further supplement, and also where the same occur in the eighteenth section of the supple-

ment to the said act, approved on the sixteenth day of March, in the year one thousand eight hundred and fifty-four, be and the same are hereby stricken out.

Sewers, when to be built.

5. *And be it enacted*, That whenever any one or more of the owners of lots fronting on any avenue or street in Jersey City, running east and west, shall petition the mayor and common council of Jersey City to build a main sewer in said avenue or street, it shall be lawful for the water commissioners of Jersey City, on the request of the mayor and common council, to build said main sewer, and also such portions of the lateral sewers connected therewith as they may deem expedient, and assess the cost of the same upon the property benefitted thereby, as directed in the act to which this is a supplement.

Owners may drain lands into sewers.

6. *And be it enacted*, That the water commissioners may permit parties owning lots off the line of any main sewer or lateral, to drain the said land into the said sewer or lateral, upon payment of such annual sum as they may deem proper, and such sum shall be a lien upon said real estate, and shall be collected in the same manner in which assessments for sewers are or may be collected in said city.

Repealer.

7. *And be it enacted*, That all acts or parts of acts heretofore passed inconsistent with this act, be and the same are hereby repealed.

8. *And be it enacted*, That this act shall be deemed a public act, and take effect immediately.

Approved March 17, 1862.

CHAPTER CXIII.

A supplement to an act entitled "An act to authorize commissioners and the taking of depositions," approved April fifteenth, one thousand eight hundred and forty-six.

Testimony de bene esse.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That when the testimony of any person shall be necessary in any civil cause depending in any court of this state, who resides out of this state, or is bound

on a voyage to sea, or is ancient or very infirm, the deposition of such person may be taken de bene esse before any judge of any court of this state, or before any chancellor, judge of a supreme, circuit or district court, commissioner appointed by the governor of this state to take acknowledgment and proof of deeds and other writings under seal to be used or recorded in this state, but resident in the state where such witness is, or commissioner appointed by the court in which said cause is depending, for said purpose, not being of counsel or attorney to either of the parties, or interested in the event of said cause; *provided*, that a notification in writing to the adverse party to be present at the taking of the same, and to put interrogatories, if he shall see fit, which notification shall mention the time and place of such taking and the names of the witnesses to be examined, be first made out and served on the adverse party, his attorney or solicitor, allowing time for their attendance after being notified, not less than at the rate of one day, Sundays exclusive, for every fifty miles travel; *provided*, that in all cases at least ten days' notice, exclusive of Sundays, shall be given; *and provided further*, that in cases where such testimony is desired to be taken of witnesses residing in any foreign state or kingdom, or in any state or territory of the United States, situate upon the Pacific ocean, so many days' notice shall be given as shall be directed by the court in which said cause shall be depending, or any judge thereof, at chambers.

Notice of taking.

Proviso.

2. *And be it enacted*, That the testimony of such person shall be taken upon oath or affirmation, duly administered according to the law of this state, previously thereto, upon interrogatories to be then and there put by the parties, or either of them, or any person authorized in their behalf, and such interrogatories and the answers thereto shall be reduced to writing by the officer taking such testimony, and shall be subscribed in his presence by the deponent; and thereupon the same shall be certified, sealed up, endorsed, directed and forwarded, as is required in case of depositions taken under the act entitled "An act authorizing commissions and the taking of depositions," approved April fifteenth, one thousand eight hundred and forty-six, and the same shall be received, opened, endorsed and filed, according to said act, which is hereby in all respects, so far as can be, made applicable to the depositions and returns by this act contemplated.

Testimony, how taken and returned.

3. *And be it enacted*, That the officer taking such testimony shall first take his oath or affirmation fairly and impar-

Oath.

tially to take the same before some person lawfully authorized to administer the same, in the state, territory or kingdom where he shall reside.

4. *And be it enacted*, That upon proof to the satisfaction of the court wherein the cause shall be depending in which said evidence shall be taken, that said notification in writing required by this act was first given, and that the witness examined is out of this state, or too ancient or infirm to attend said court, such depositions shall be read in evidence upon the trial of the cause, subject, nevertheless, to be excluded or overruled, wholly or in part, according to the opinion of the court upon any objection taken to the competency of the deponent, the materiality or regularity of the questions propounded, or the evidence by him given. When depositions to be evidence.

5. *And be it enacted*, That this act shall take effect immediately.

Approved March 17, 1862.

CHAPTER CXIV.

A further supplement to the act entitled "An act to incorporate the Merchants' Mutual Fire and Marine Insurance Company," approved February eighteenth, eighteen hundred and fifty-eight.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the second section of the act to which this is a supplement be amended so as to allow the directors to hold a like office or agency in any other fire or marine insurance company. Amendment.

2. *And be it enacted*, That at least two-thirds of the directors to be hereafter elected, at each and every election, shall be stockholders of the company. Directors, who to be.

3. *And be it enacted*, That the third section of the act entitled "A supplement to the act entitled 'an act to incorporate the Merchants' Mutual Fire and Marine Insurance Com- Amendment.

pany,'" approved March twenty-second, eighteen hundred and sixty, be so amended as to allow the said company to invest its funds in the stock of the incorporated cities and companies of the state of New Jersey, and in the stocks or bonds of this state.

Repealer.

4. *And be it enacted*, That all parts of the act, and the supplements thereto, to which this is a supplement, inconsistent with the provisions of this act, are hereby repealed.

5. *And be it enacted*, That this act shall take effect immediately.

Approved March 19, 1862.

CHAPTER CXV.

A further supplement to an act entitled "An act to incorporate the city of Hudson," approved April eleventh, one thousand eight hundred and fifty-five.

Who to be board of city canvassers.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the judges of election in each election district shall appoint one of their number to attend the board of city canvassers, hereinafter provided for, as a member thereof, and shall deliver to the judge who shall be appointed, the original statement of the result of such election in such district, which shall have been made, signed and attested, as now directed by law; and it shall be the duty of the judges of election, who shall have been so appointed, to attend the meeting of the board of city canvassers for such election, as members thereof; and the judges of election, appointed as aforesaid, together with the members of the common council, whose term of office will not expire till after the next succeeding charter election, shall constitute a board of city canvassers; and a majority of said board shall be a quorum, and the city clerk shall be clerk of said board; such

Organization.

board shall meet at seven o'clock in the evening of the Friday next after such election, at the common council room in said

city, and at that hour, without delay, the members of said board then present, if more than three in number, shall proceed to choose one of their number to be chairman thereof; and as soon as such chairman shall be appointed, it shall be his duty to administer to each of the other members, and of each of the other members to take, an oath or affirmation, in the following form: "I do swear (or affirm, as the case may be,) that I will faithfully and impartially execute the duties of a member of this board of city canvassers, according to law;" and thereupon one of the members of said board shall administer to said chairman, and said chairman shall take, an oath or affirmation, in the same form as that taken by the other members of such board; and if the city clerk shall be absent at such meeting, at the time appointed therefor, the board shall forthwith, after the oath or affirmation shall have been administered, as hereinbefore directed, proceed to appoint a fit person to be clerk of such board, and the chairman of said board shall thereupon administer to the clerk thereof, and the said clerk shall take, an oath or affirmation in the following form: "I do swear (or affirm, as the case may be,) that I will faithfully execute the duties of clerk of this board, according to law;" thereupon, the judges of election, who shall be present as members of said board, shall produce the original statements that shall have been delivered to them, respectively, as hereinbefore directed, and lay the same before such board, and from them the said board shall proceed to ascertain the votes given at such election for the several persons voted for thereat, for the several offices mentioned in such statements.

Clerk.

2. *And be it enacted*, That if any of the judges, who shall have been appointed to attend the meeting of the board of city canvassers, as a member thereof, shall be unable to attend such meeting on the day appointed therefor, he shall, at or before the hour of seven o'clock in the evening of that day, deliver, or safely transmit to the city clerk, the original statement of the result of the election, which shall have been delivered to him, as hereinbefore directed; and if, from any cause, such original statement shall not be produced to said board of city canvassers, at the time appointed for the meeting of said board, the city clerk shall produce and lay before the said board the certified copies thereof, filed in his office; and thereupon the said board shall proceed to make their statement and declaration from such certified copy, in the same manner, and with the same effect, as if the original statement

Judge, if absent, to furnish copy.

had been produced by the judges of election to whom the same was delivered.

Statement to be made,

3. *And be it enacted*, That the said board of canvassers shall make a written statement of the whole number of votes given for mayor of said city, as well as for the several other officers to be elected for said city and the districts thereof, the names of the persons for whom such votes were given and the number of votes given for each.

Form of certificate.

4. *And be it enacted*, That upon such statement the board shall proceed to determine and declare what person or persons have received the highest number of votes for each of the offices mentioned in such statement; and in case any two or more persons shall have received an equal number of votes for the same office, the common council shall determine between them; the statement and final declaration of the board shall be certified by the presiding officer and clerk, and filed in the office of the city clerk, and the same shall be plenary evidence of the election of the persons therein certified to be chosen.

Minutes to be kept.

5. *And be it enacted*, That the clerk shall keep proper minutes of the proceedings of the board, and enter the same, with the statement and declaration of the board, in the book of minutes of the common council; said statement and declaration shall, within one week thereafter, be published in a newspaper published in the county of Hudson; and, within ten days after the board shall have determined what persons have been elected to the several offices in said city, the said clerk shall cause written notices of his election to be given to each of the persons so elected.

State and county taxes.

6. *And be it enacted*, That all state and county taxes shall be collected by the collector, in like manner as city taxes are collected by him, and shall be by him forthwith paid over to the city treasurer; and it shall be the duty of the mayor and common council to pay over such moneys so received to the county collector, by the twenty-second day of December in every year; and upon the receipt of any state or county taxes from a collector of arrears of taxes, it shall be their duty to make immediate payment thereof to the county collector.

Delinquents.

7. *And be it enacted*, That the collector of said city, in making out the list of tax delinquents, as provided for in the act to which this is a supplement, shall state the name of each delinquent, as recorded in the assessor's book, filed with him, and the sum or sums of money due from each delinquent on each account, as assessed, together with the whole sum due from each delinquent.

8. *And be it enacted*, That in case of the death or resigna- On death of mayor, who to act.
tion of the mayor, the president of the common council for the time being shall be vested with the powers and execute the duties of mayor for the residue of such term.

9. *And be it enacted*, That if at any adjourned sale of Sale for taxes
lands, tenements or real estate, for the payment of taxes or assessments, the treasurer of the city purchase the same for the benefit of the city, as provided for in the act to which this is a supplement, it shall be lawful for the mayor and common council to execute a declaration of sale, as in said act directed, and deliver the same to the said treasurer; and such declaration of sale shall be assignable by the treasurer, and all the provisions of said act, in relation to such sale, shall apply to such assignee or purchaser as to any other purchaser.

10. *And be it enacted*, That it shall and may be lawful for Declaration of sale.
the mayor and common council to execute and deliver to the city treasurer declarations of sale of all such lands, tenements and real estate as have already been purchased by said treasurer for the benefit of the city, and not redeemed, which declarations of sale shall be assignable by the treasurer, and all the provisions of said act, in relation to such sale, shall apply to such assignee as to any other purchaser.

11. *And be it enacted*, That if upon a review by the su- Certiorari regulated.
preme court, upon certiorari, of any assessment or estimate of value and damages, made by any commissioners under the act to which this is a supplement, such assessment or estimate be set aside by the court, the plaintiff in certiorari shall not be entitled to any costs, and no writ of error shall be brought or allowed on any rule or judgment that shall have been, or hereafter may be, entered or obtained upon certiorari, of any assessment or estimate of value and damages, as aforesaid, unless the same shall be had and done within one year after the judgment rendered; *provided*, that in cases where the person Proviso.
entitled to such writ of error be an infant, he or she shall have one year to bring such writ of error after such disability shall be removed.

12. *And be it enacted*, That all such parts of the act to Repealer.
which this is a supplement, and of any supplement thereto, as are inconsistent with any of the provisions of this act, are hereby repealed.

13. *And be it enacted*, That this act shall be deemed a public act, and shall take effect immediately.

Approved March 19, 1862.

CHAPTER CXVI.

AN ACT to authorize the Lehigh Crane Iron Company, incorporated by an act of the legislature of Pennsylvania, to construct a railroad in the county of Sussex, for the use of their iron mines and other mines in the vicinity thereof.

May construct a railroad.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall and may be lawful for the Lehigh Crane Iron Company, incorporated by an act of the legislature of the state of Pennsylvania, to construct a railroad, in the county of Sussex, from some point at or near Sparta, to a point at or near Andover.

Termination of road.

2. *And be it enacted*, That the said Lehigh Crane Iron Company be and they are hereby authorized and invested with all the rights and powers necessary and expedient, of purchasing, holding and managing any lands, tenements, goods and chattels, necessary for their mining operations and the building and working said railroad, and also the rights and powers necessary and expedient to survey, lay out and construct a railway from some point at or near Sparta to some point at or near Andover, in the county of Sussex, to intersect with the Sussex railroad at or near Andover, at such place as may be agreed upon by the two companies, not exceeding sixty-six feet wide, with a double track, if they deem it necessary; and it shall be lawful for said company, their agents, engineers, superintendents, or others in their employ, to enter upon all lands or water for the purpose of exploring, surveying, levelling or laying out the route or routes of such railroad, and of locating the same, and to do and erect all necessary works, buildings and appendages thereof, doing no unnecessary injury to private or other property; and when the route of such road shall have been determined upon, and a survey of such route deposited in the office of the secretary of state, then it shall be lawful for said company, by its officers, agents, engineers, superintendents, contractors, workmen, and other persons in their employ, to enter upon, take possession of, hold, have, use, occupy and excavate any such lands, and to erect embankments, bridges, and all other works necessary to lay rails, and to do all other

things which shall be suitable or necessary for the completion or repair of said road, subject to such compensation as is hereinafter provided; *provided always*, that the payment, or tender of the payment, of all damages for the occupancy of lands through which the said railroad may be laid out, be made before the said company, or any person under their direction or employ, shall enter upon or break ground in the premises, except for the purpose of surveying and laying out said road, unless the consent of the owner or owners of such land be first had and obtained. Proviso.

3. *And be it enacted*, That if the said railroad shall cross any lands, bridges, or any parts thereof, not owned by said company, or any materials shall be required for the construction thereof, and the said company shall fail to agree with the owner or owners thereof for the use or purchase thereof, or if by reason of the legal incapacity or absence of the owner or owners, or want of knowledge as to the ownership thereof, or from any other cause, no such agreement shall be made, a particular description of the land, property or materials so required for the use of the said company in the construction of the said road, shall be given in writing, under the oath or affirmation of some engineer, superintendent, or proper agent of said company, and also of the name or names of the occupant or occupants, if any there be, and the owner or owners, if known, and their residence, if the same can be ascertained, to one of the judges of the circuit court of the county of Sussex, where such land, property or materials are, who shall cause the said company to give notice thereof to the person or persons, corporation or corporations interested, if known and in the state, and if unknown or out of the state, to make publication thereof, as he shall direct, for any term not less than twenty days, and to assign a particular time and place for the appointment of commissioners, hereinafter named, at which time and place, upon satisfactory evidence to him of the service or publication of such notice aforesaid, he shall appoint, under his hand and seal, three disinterested, impartial and judicious freeholders, residents in this state, commissioners to examine and appraise the said lands, property and materials, or any of them, and assess the damages, upon such notice, not less than twenty days, to be given to such person or persons, corporation or corporations interested, or otherwise, as shall be directed by the judge making the appointment of the commissioners; and it shall be the duty of the commissioners, or the majority of them, having first taken and subscribed an oath

On failure to agree, how materials to be acquired.

Notice to owners.

Proceedings to acquire title.

or affirmation before some person duly authorized to administer an oath or affirmation, faithfully and impartially to examine the matter in question, and to make a true report, according to the best of their skill and understanding, to meet at a time and place, to be appointed by the said judge in his said order of appointment, and upon such notice to the parties interested as said judge shall direct in said order, and proceed to view and examine the said lands, property and materials, or such of the same as may be required for the purposes of this act, and to make a just and equitable appraisement or estimate of the value of the same and an assessment of damages which shall be paid by the company for such land, property, materials, and damages aforesaid, which report shall be made in writing under the hands and seals of said commissioners, or any two of them, and filed within ten days thereafter, with the aforesaid description of the land, property or materials, and the appraisement and oaths and affirmations aforesaid, in the clerk's office in the county in which such lands, property or materials shall be, which report, or a copy thereof certified by the clerk of the county, or in case of an appeal, the verdict of a jury and the judgment of the court thereon, or a copy thereof certified by the clerk of the supreme court (the appraisement and damages found or assessed, with the costs adjudged, being first paid, or tendered and deposited in the supreme court,) shall at all times be considered as plenary evidence of the right of said company to hold, use, occupy, possess and enjoy the said land, property and materials; and any judge of said circuit or supreme court shall, on application of either party, on reasonable notice to the others, tax and allow such costs, fees and expenses to the judge of said court, commissioners, and other persons performing any of the duties prescribed in this section as he shall think equitable and just, and to order and direct by whom the same shall be paid.

Appeal to supreme Court.

4. *And be it enacted*, That in case the said company or owner or owners of the said lands, property or materials, shall be dissatisfied with the report made by the commissioners, or by the majority of them, named in the preceding section, the party so aggrieved may appeal to the supreme court, at the first term after the filing of said report, by proceeding in form of petition to the said court, which proceeding shall vest in said court full right and power to direct a proper issue for the trial of the said controversy between the said parties, and to order a jury to be impanneled and sworn as in

other cases, and a view of the lands, property and materials to be had, if either of the parties desired it, and the issue to be tried at the next term of the circuit court to be holden in the county in which the supreme court shall order the trial to be held, or at any subsequent term to which the said cause shall be continued, upon like notice and in the same manner as other issues in the said court are tried; and it shall be the duty of the jury to assess the value of the said land, property and materials, and the damages sustained, and if they shall find a greater sum than the said commissioners have awarded or the company have offered to said owner or owners, then judgment thereon, with costs, shall be entered in the supreme court against said company, and execution awarded thereon; and if the said appeal shall be applied for by the owner or owners, and the jury shall find the same or a less sum than the commissioners awarded or the company offered, then the said costs shall be paid by the said applicant or applicants, and either deducted out of the said sum found by the said jury, or execution awarded therefor, as the said supreme court shall direct; and the sum awarded by the commissioners, or in case of an appeal from the award of the commissioners, then the sum assessed by the jury, and such costs as the supreme court shall direct, shall be paid by the company to the owner or owners of the land or materials in controversy, or tendered, and if refused deposited in the supreme court; *provided*, that such appeal or application shall not prevent the said company from taking the said land, property and materials, upon the filing of the aforesaid report, and payment, or tender of payment and deposit in the said supreme court of the sum assessed as aforesaid. Proviso.

5. *And be it enacted*, That if any person shall wilfully or maliciously injure the said road, or any building, machinery, or works of said corporation, such person or persons shall forfeit and pay therefor to the corporation three times the amount of damages sustained by means of such injury, to be recovered in the name of the corporation, with costs of suit, in any court having cognizance of the same. Penalty for malicious injury.

6. *And be it enacted*, That it shall be lawful for the said company, at any time during the continuance of its charter, to make contracts and engagements with any other corporation, or with individuals, for transporting or conveying any kind of goods, produce, merchandize, freight or passengers, and to enforce the fulfillment of such contracts. Powers.

Bridges and passages to be kept in repair.

7. *And be it enacted*, That it shall be the duty of the said company to construct and keep in repair good and sufficient bridges or passages over or under the said railroad, where any public or other road shall cross the same, so that the passage of carriages, horses and cattle on the said road shall not be impeded thereby; and also where the said road shall intersect any farm or lands of any individual, to provide and keep in repair suitable wagon ways over or under said road, so that he may pass the same; and if the company neglect to perform the same after giving twenty days' notice to the company by the owners or possessors so to do, the owner or possessors may do it himself, and recover the value of the work from the corporation by common process of law.

8. *And be it enacted*, That this act shall take effect immediately.

Approved March 19, 1862.

CHAPTER CXVII.

Supplement to an act entitled "An act to incorporate the City of Hudson Fire Department Fund, for the benefit of all indigent and infirm firemen of the city of Hudson, and also their widows and orphans," approved February sixteenth, one thousand eight hundred and sixty-one.

Additional provisions.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the assistant engineers of the fire department of the city of Hudson shall also be members of the board of trustees in said act mentioned; and that hereafter the sum of two dollars shall be paid to the chief engineer for countersigning certificates of membership, and the sum of one dollar in case of any member of said fire department being transferred from one company to another.

Repealer.

2. *And be it enacted*, That all parts of the act to which this is a supplement, inconsistent herewith, be and the same are hereby repealed, and that this act shall take effect immediately.

Approved March 19, 1862.

CHAPTER CXVIII.

A supplement to "An act relative to juries and verdicts," approved April seventeenth, one thousand eight hundred and forty-six.

Juries in Hudson county regulated.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the sheriff of the county of Hudson, or in case of his death or disability, for the coroners thereof, to summon a portion, not less than forty of the jurors returned to any term of the courts specified in the nineteenth section of the act to which this is a supplement, to attend at the commencement of the term, and the remaining part of the panel to attend at such future day of the term as the business of the courts shall require; and it shall be lawful for the presiding judge of the court, after the second class shall be in attendance, to discharge, from time to time, such of the jurors of the first class as in his judgment can be conveniently dispensed with.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 19, 1862.

CHAPTER CXIX.

A supplement to the "Act to incorporate the Flemington Gas Light Company."

Preamble.

WHEREAS, by an act entitled "An act to incorporate the Flemington Gas Light Company," approved March fifteenth, eighteen hundred and fifty-nine, the capital stock of said company was limited to the sum of ten thousand dollars; and whereas, the works of the said company for man-

ufacturing and supplying gas have cost the said company over twelve thousand dollars, and it is designed to enlarge their business by laying additional main and service pipes, as well as by other improvements—therefore,

Capital stock increased.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the capital stock of the said "The Flemington Gas Light Company," be and the same is hereby increased to the sum of fifteen thousand dollars, the five thousand dollars of increased capital to be divided into two hundred shares, of twenty-five dollars each.

Present stockholders to have preference.

2. *And be it enacted*, That before new stockholders are permitted to subscribe to the said increased capital stock, the present stockholders shall have the right to subscribe therefor in proportion to the amount of stock now owned by them.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 19, 1862.

CHAPTER CXX.

A supplement to an act entitled "An act to revise and amend the charter of the city of Newark," approved March eleventh, one thousand eight hundred and fifty-seven.

One freeholder for each ward.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That there shall be elected on the second Tuesday of October next, one chosen freeholder in each and every ward in the city of Newark, and on the second Tuesday of October of each and every year thereafter, in each and every ward in said city of Newark, in place of the five chosen freeholders heretofore provided for by the provisions of the act to which this is a supplement.

Repealer.

2. *And be it enacted*, That all acts and parts of acts inconsistent with this act, be and the same are hereby repealed.

Approved March 19, 1862.

CHAPTER CXXI.

AN ACT authorizing the mayor and common council of the city of Hoboken to raise money by temporary loan, for the purpose of distributing relief to the families of volunteers engaged in the war service of the United States.

Common council may borrow money and issue bonds.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the mayor and common council of the city of Hoboken to borrow any sum of money not exceeding five thousand dollars, and to secure the payment of the same by issuing a bond, conditioned for the payment of the said sum of money, at such time as the said mayor and common council shall direct, with interest thereon at the rate of seven per cent. per annum, payable semi-annually; the payment of which said bond shall be secured by the delivery and execution, by the said mayor and common council, of a mortgage upon four lots, each of the dimensions of twenty-five feet by seventy-five feet, of a certain square situated in the city of Hoboken, and known as Market Square, which is bounded northerly by First street, easterly by Washington street, southerly by Newark street, and westerly by Bloomfield street; and it shall be the duty of the said mayor and council to raise by tax, yearly, such amount as shall be necessary to pay the interest upon the said sum so borrowed, until the principal and interest of the said bond are paid in the manner hereinafter provided for.

Interest to be paid by tax.

Commissioners to lay out Market Square into lots and sell the same.

2. *And be it enacted*, That Hoyt Sanford, Hermann Lohmeyer, William W. Shippen, Charles Chamberlain and John M. Francis, be and they are hereby appointed commissioners, whose duty it shall be to lay out the said Market Square into lots of such dimensions as to them shall seem most advantageous for building purposes; that they shall have power to sell and dispose of said square so laid out into lots as aforesaid, at public auction, whenever they shall deem it advisable so to do, having first advertised such intended sale in each of the newspapers printed and published in Hoboken, for the space of two months next preceding the same; and it shall be lawful for the said commissioners to adjourn such sale from time to time, as to them shall seem most expedient.

Conditions of sale.

3. *And be it enacted*, That it shall be lawful for the said commissioners to impose such conditions of sale upon the purchasers as to them shall seem most expedient and beneficial for the interests of the city; *provided*, that one of the conditions of sale shall require a substantial brick or stone building, not less than three stories high, to be erected upon each lot within a certain time mentioned in said condition; and before the said commissioners advertise the said square for sale as aforesaid, it shall be their duty to report, in writing, to the mayor and council of said city the manner in which they have laid out the said square into lots, the conditions of sale to be imposed upon the purchaser or purchasers, and the time determined upon by them for said sale to take place; and in case the said report should be rejected, the said commissioners are hereby empowered to amend the same as often as to them shall seem proper, and return it to the said mayor and council for their approval, and no sale of the said square shall be made until the original or amended report of the said commissioners is approved by the said mayor and council; and upon the sale of the said square the mayor and council shall have power to take from the purchasers bonds and mortgages in sums not exceeding seventy per cent. of the purchase money.

Proviso.

Vacancy in board to be filled.

4. *And be it enacted*, That whenever any vacancy shall occur in the said board of commissioners, it shall be the duty of the said commissioners to fill the same by the election of a freeholder and resident of the said city of Hoboken; and the said commissioners shall not be entitled to receive any compensation for the services rendered by them under this act; but all expenses incurred by them shall be paid by the said mayor and council out of the moneys arising from said sale.

Deeds, when made to purchasers.

5. *And be it enacted*, That whenever such sale is consummated, and the conditions thereof complied with by the purchaser or purchasers, it shall be the duty of the said mayor and council to convey the said lot or lots to such purchaser or purchasers, in fee, by deed, under the corporate seal of the said city, signed by the mayor and attested by the clerk of said city.

Money from sale, how appropriated.

6. *And be it enacted*, That all moneys received from the sale of any of the said lots shall be immediately placed into the hands of the treasurer of said city, and that the moneys so received shall be first appropriated by the said mayor and council to the payment of the principal and interest of the

bond issued by them under the provisions of the first section of this act, and that the residue of the money shall be appropriated by them towards liquidating the indebtedness of the city of Hoboken, existing on the first day of February, in the year of our Lord one thousand eight hundred and sixty-two; and if any surplus remain, it shall not be used for any other purpose than for the payment of the bonds known as the "Hoboken City Water Scrip;" *provided*, that the sureties of the treasurer of the said city shall be liable for every default, should any be made by him, in respect to any moneys that may come into his hands by virtue of the provisions of this act; *provided, also*, that so much of the money as shall be necessary, arising from the sale of the lot whereon the engine house stands, shall be appropriated by the said mayor and council to the purchase of land and the erection thereon of a new engine house. Proviso. Proviso.

7. *And be it enacted*, That the sum of money borrowed by the said mayor and council under the provisions of the first section of this act, shall be placed into the hands of the city treasurer, and shall be applied to the support of the families of persons, residing in the city of Hoboken, who may volunteer, or who may have volunteered in the military or naval service of the United States, or who may be called into military or naval service by the government of this state or of the United States, for the maintenance and defence of the state or federal government, and for no other purpose whatsoever. Money borrowed, how appropriated.

8. *And be it enacted*, That the mayor of the city of Hoboken, and two councilmen of said city, to be chosen by the said council, Benjamin S. Taylor, Francis Bolting and Louis Huesman are hereby appointed a relief committee, whose duty it shall be to receive the said sum of money from the city treasurer, and apply it in the manner provided in the next preceding section; and whenever any vacancy shall occur among the members of the committee, who are not councilmen, such vacancy shall be filled by those members, by selecting a resident of the city of Hoboken, who is not at the time of his election a councilman of said city. Relief committee.

9. *And be it enacted*, That this act shall take effect immediately.

Approved March 19, 1862.

New Jersey State Library

CHAPTER CXXII.

AN ACT to incorporate "The Union Glass Manufacturing Company."

Corporators.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Henry Allen, John Cooper, Robert Y. Bonin, Henry B. Wilson, Joseph M. Cooper, Morris Griscom and Joshua Peacock, their associates and successors, are hereby constituted a body politic in law, by the name of "The Union Glass Manufacturing Company," for the purpose of manufacturing glass, and carrying on the business incident to such manufacture, and said manufacturing company shall be located in the county of Camden.

May hold real estate.

2. *And be it enacted*, That the said corporation may purchase and hold such real estate as may be required for the purposes of said corporation, not exceeding in value the sum of twenty thousand dollars, and may dispose of the same, and shall have all powers enumerated and be subject to the liabilities contained in the act entitled "An act concerning corporations," approved February fourteenth, one thousand eight hundred and forty-six, so far as the same are applicable.

Five directors, how elected.

3. *And be it enacted*, That the stock, property and concerns of the said company shall be managed and conducted by five directors, being stockholders, a majority of whom shall reside in this state, who shall hold their offices for one year: and the said directors shall be chosen at an election to be held on the first Tuesday in July of every year, at such place as shall be directed by the by-laws of the said corporation, and public notice shall be given of such elections, not less than ten days previous thereto, in one of the newspapers printed in the county wherein the manufactory of said company is located; and each stockholder shall be entitled, in person or by proxy, to as many votes as he or she shall hold shares of the capital stock of said company, and the persons having the greatest number of votes, being stockholders, shall be directors; and the directors chosen at one election shall be capable of serving by virtue thereof until another election shall have been had; and if it shall at any time happen that a vacancy or vacancies occur, by death, resignation, or other-

wise, among the directors named in this act, or those hereafter to be elected, such vacancy or vacancies shall be filled by such person or persons as the remainder of the directors for the time being, or a majority of them, shall appoint, until other directors shall be chosen by the stockholders; the first directors shall be Henry Allen, Robert Y. Bonin, Joseph M. Cooper, Morris Griscom, and Joshua Peacock, and the survivors or survivor of them, who shall hold their offices until the first Tuesday of July next, or until others are legally chosen. First directors.

4. *And be it enacted*, That the capital stock of said company shall not exceed the sum of fifty thousand dollars, which shall be divided into shares of twenty-five dollars each; but as soon as the sum of fifteen thousand dollars of the said capital stock shall have been subscribed and paid in, it shall and may be lawful for the said company to commence business, and with that capital conduct and carry it on, until they shall deem it expedient to extend their operations; and it shall be lawful for the directors of the said company to call and demand from the said stockholders, respectively, all such sums of money by them subscribed, at such times and in such proportions as they shall deem proper, not exceeding ten dollars on each share at any one time, under pain of forfeiting the shares of the said stockholders, and all previous payments thereon, if such payments shall not be made within sixty days after notice of any call and demand shall have been published for the space of thirty days in one or more of the newspapers published in the county of Camden. Capital stock. Payments of installments.

5. *And be it enacted*, That the subscription for the said stock shall be open for any number of days not exceeding thirty, under the direction of the board of directors, or such of them as may be designated for the purpose by the board. Subscription for stock.

6. *And be it enacted*, That in case it should at any time happen that an election should not be held on the day that pursuant to this act it ought to be held, the said corporation shall not for that cause be deemed dissolved, but it shall and may be lawful to hold such election on such other day, in the manner aforesaid, as shall be prescribed in the by-laws of said corporation. Failure to elect not to dissolve corporation

7. *And be it enacted*, That the directors shall at all times keep, or cause to be kept, proper books of account, in which shall be regularly entered all the transactions of the said corporation; which books shall at all times be open to the inspection of the stockholders of said corporation, or their legal attorney or attorneys; and further, that no transfer of stock Books to be kept.

shall be valid or effectual until such transfer shall have been entered or registered in the books to be kept by the president and directors for that purpose.

Stock to be personal estate.

8. *And be it enacted*, That the stock of said corporation shall be personal estate, and be transferable in such manner as shall be prescribed by the by-laws of said corporation; *provided*, that no dividends shall be made among the stockholders, except out of the net profits of said corporation.

When may be dissolved.

9. *And be it enacted*, That the said company may be dissolved at any general meeting of the stockholders, specially convened for that purpose; *provided*, at least three-fourths in value of the stockholders shall be present or represented therein; and upon such dissolution, the directors for the time being, and the survivors and survivor of them, shall be trustees for settling all the affairs of said corporation, disposing of its effects, recovering and paying its debts, and dividing the surplus among the stockholders, in proportion to their respective interests in the stock, unless the stockholders representing at least one-half the stock, at such general meeting, shall appoint other persons, not less than three nor more than five in number, for such purpose, in which case the persons so appointed, and the survivors or survivor of them, shall be trustee and trustees for the purpose aforesaid.

Proviso.

10. *And be it enacted*, That this act shall continue and be in force for a period of thirty years.

Approved March 19, 1862.

CHAPTER CXXIII.

A further supplement to an act entitled "An act to authorize the inhabitants of the several townships of this state to vote by ballot at their town meetings," approved March twenty-second, one thousand eight hundred and sixty.

Certain acts repealed.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the eighth section of the act entitled "An act to authorize the inhabitants of the several

townships of this state to vote by ballot at their town meetings," approved March twenty-second, Anno Domini one thousand eight hundred and sixty, and also the supplement to the said act, approved March eighth, Anno Domini one thousand eight hundred and sixty-one, be and the same are hereby repealed; also, that all the provisions of said act shall have force and apply to all the townships of the several counties in the state; *provided nevertheless*, that nothing in this act shall be taken or construed to affect any provision of any special act or charter incorporating any town, city, or borough in the state. Proviso.

2. *And be it enacted*, That all acts or parts of acts inconsistent with this supplement, be and the same are, to the extent they are so inconsistent, hereby repealed. Repealer.

Approved March 19, 1862.

CHAPTER CXXIV.

A supplement to an act entitled "An act to incorporate Jersey City," approved March eighteenth, one thousand eight hundred and fifty-one.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That there shall be elected, in each of the wards within the limits of said city, at the annual charter election, one constable for each ward, unless the common council shall determine, by resolution passed two months before the election, that more than one constable for each ward shall be elected; and in case of the passage of such resolution, as many constables as shall be so determined upon shall be elected for each ward. One constable in each ward.

2. *And be it enacted*, That all acts and parts of acts conflicting with this act, be and the same are hereby repealed, and that this act shall take effect immediately. Repealing clause.

Approved March 19, 1862.

CHAPTER CXXV.

A supplement to an act entitled "An act to establish Public Schools," approved April seventeenth, one thousand eight hundred and forty-six.

School Committee.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the inhabitants of the township of Hope, in the county of Warren, are authorized and empowered, at their annual town meetings, to elect and choose, in the same manner as other township officers are elected, three suitable persons, who shall be denominated the school committee of said township, in lieu of the township superintendent now authorized by law to be elected.

Duties.

2. *And be it enacted*, That the said school committee so elected annually in said township shall perform the same duties which are directed to be performed by the town superintendent by the act to which this is a supplement, except that they shall receive no compensation for visiting schools.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 19, 1862.

CHAPTER CXXVI.

AN ACT to authorize the inhabitants of the township of Livingston, in the county of Essex, to vote by ballot at their town meetings.

May vote by ballot for officers.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the inhabitants of the township of Livingston, in the county of Essex, authorized by law to vote at town meetings, are hereby authorized and required to

elect by ballot, and not otherwise, at their annual town meetings, the following officers, until otherwise required by law, whose qualifications shall be the same as are or may be fixed by law, that is, a township clerk, a judge of election, an assessor, a collector, two chosen freeholders, a town superintendent of public schools, two surveyors of the highways, three commissioners of appeal, one or more overseers of the poor, a township committee consisting of five persons, as many justices of the peace as the inhabitants of the said township may be constitutionally entitled to elect, one or more constables, as shall be determined at the previous annual town meeting by ballot, and one or more poundkeepers; and shall also, upon the same ballot, vote for the amount of money to be raised for the support of the poor, for school purposes, for the repairing of roads, and all other money necessary for township purposes, and for the places of holding the next annual town meeting and the election of state and county officers.

Judge and clerk.

2. *And be it enacted*, That the judge of election elected at the last or any future town meeting, shall preside at and conduct the election at the next ensuing town meeting, and the clerk of the township shall be the clerk thereof, and the officers of said election shall be eligible to any office except that of justices of the peace.

Election, how regulated.

3. *And be it enacted*, That the elections shall open at nine o'clock in the morning and close at seven o'clock in the afternoon of said day, except when justices of the peace are to be elected, when the polls shall open and close at the same hour as state and county elections, and be conducted in the same manner, and be subject to the same rules as elections for state and county officers are or shall be; and the same duties shall devolve upon the judge of election and the clerk as are to be performed by the board of election and the clerk in other elections; they shall take the same oath or affirmation, as far as applicable, be invested with the same powers, and be liable to the same penalties; the same qualifications for voters shall be required, and the result ascertained in the same manner, and stated according to law.

Regulations.

4. *And be it enacted*, That a plurality of votes shall be sufficient to elect any officer, or to fix the place of holding the town meetings or the state and county elections, but a majority shall be required to determine an amount of money to be raised or specified; and in case there shall be a neglect or failure to elect any officer by the town meeting, or to fix the place of holding the next town meeting or state and county elections, or in case of refusal of

any person elected to accept of the appointment, or if a vacancy appears from any other cause, or in case two or more have an equal number of votes for the same office, the town committee shall, at their next meeting thereafter, fill such vacancy, determine upon such place, elect between those having an equal number of votes, and determine the amount or sum to be raised or specified, unless they shall deem a special town meeting for those purposes advisable; and, in that case, shall have power to call such special town meeting as now provided by law.

Township committee may fill vacancy.

5. *And be it enacted,* That when the township committee shall fill a vacancy, or elect, in case of a tie between candidates, they shall immediately notify the person or persons so appointed or chosen, and transmit a statement thereof to the clerk of the county or township, as the case may require.

Road overseers to be elected by road districts.

6. *And be it enacted,* That the overseers of the highways of the several road districts in the township of Livingston, in the county of Essex, shall be elected by the legal voters of the several road districts, as they may be arranged from time to time by the township committee; and for the purpose of carrying this provision into effect, it shall be the duty of the township committee to give public notice, as shall hereafter be directed in the seventh section of this act, which shall be within six days after the next annual town meeting; and of the place, which shall be some convenient place in the district, when and where the legal voters in the township, residing in such district, shall assemble for the purposes of such election; and at which time and place such legal voters assembled, having been called to order by any legal voter of the district, shall proceed, viva voce, by the holding up of hands, or by count, to elect a moderator of such meeting, by plurality of votes; and being so organized, the meeting shall proceed, as in the election of moderator, to elect an overseer of the highway for the district; the moderator of each district meeting shall, at their first meeting after such election, notify the township committee, in writing, of such election of overseer; in case of the failure of any district to elect an overseer, or of the person so elected to accept the appointment, the township committee shall fill such vacancy; the overseers of the highways shall account to and settle with the township committee, as required by law.

Duty of committee.

7. *And be it enacted,* That it shall be the duty of the township committee, as is required by the sixth section of this act, to give notice of the time and place of holding the first dis-

trict road meetings under this act, and they shall cause notice thereof to be posted up in some conspicuous place in such district, at least five days before the time of holding such meeting.

Meetings, how called.

8. *And be it enacted*, That all subsequent road meetings shall be called by the overseers of the respective districts, upon notice posted up in some conspicuous place in such road district, at least five days previous to the time of holding such meeting; and all subsequent district road meetings shall be held on the Saturday preceding the annual town meeting; and should the overseer of any district fail to call such meeting, or the individual elected refuse to accept such appointment, or in case of a vacancy arising from any cause, the township committee shall fill such vacancy.

Papers to be filed with clerk.

9. *And be it enacted*, That the reports of the town committee, the town superintendent of public schools, and the overseers of the poor of the said township, shall be filed and preserved by the town committee, and they shall, at the expiration of their term of office, surrender the same to their successors; in posting up the list of officers elected, as required by law, the town clerk shall add thereto the result of the election in other particulars; the first election under this act shall be held at the place appointed at the last town meeting, and all special town meetings at the place of holding the last preceding annual town meeting; the same ballot-box shall be used at the town meeting, and provided by the clerk, which is used at the state and county elections; the judge of election and clerk shall receive the same compensation for attending any town meeting as for attending a state or county election.

Compensation

Repealer.

10. *And be it enacted*, That so much of the act, passed March fourth, one thousand eight hundred and fifty-eight, entitled "An act to authorize and require the inhabitants of the township of North Brunswick, in the county of Middlesex, and the townships of Newton and Stillwater, in the county of Sussex, and the township of Livingston, in the county of Essex, to elect overseers of the highway by district," as relates to the said township of Livingston, in the county of Essex, be and the same is hereby repealed.

Repealer.

11. *And be it enacted*, That so much of the act, passed March sixth, one thousand eight hundred and fifty-eight, entitled "An act to authorize and require the inhabitants of the township of Mannington, in the county of Salem, and the township of Livingston, in the county of Essex, to vote by ballot at their annual town meeting," as relates to the said

township of Livingston, in the county of Essex, be and the same is hereby repealed.

12. *And be it enacted*, That this act shall go into effect immediately.

Approved March 19, 1862.

CHAPTER CXXVII.

A supplement to an act entitled "An act to establish Public Schools."

Poll tax.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the inhabitants of the township of Gloucester, in the county of Camden, are hereby empowered, at their annual town meeting, to raise by a poll tax not less than one nor more than two dollars on each tax payer in said township, as a portion of the sum required to be raised for the support of public schools.

How assessed.

2. *And be it enacted*, That it shall be the duty of the assessor and collector of said township to assess and collect such poll taxes so ordered to be raised, at the same time as the township taxes are assessed and collected.

Money, to whom paid.

3. *And be it enacted*, That it shall be the duty of the township collector to pay over said poll taxes so collected to the school superintendent of said township, for the use and benefit of the public schools in said district, on or before the twenty-fifth day of October in each and every year.

4. *And be it enacted*, That this act shall take effect immediately.

Approved March 19, 1862.

CHAPTER CXXVIII.

AN ACT to authorize the building of a bridge over English or Overpeek Creek, in the county of Bergen.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the board of chosen freeholders of the county of Bergen to build and maintain, or cause or permit to be built and maintained, a bridge across the English or Overpeek creek, where the road known as the Hackensack and Fort Lee turnpike road crosses the same, and shall be so constructed that one part thereof, not less than twenty feet over, shall hoist or draw for the free passage of such vessels, with fixed standing masts, as shall from time to time have occasion to pass up and down said creek; and the vents wherein the said draw is to be constructed as aforesaid shall be set and placed in such part of the said bridge as will render the passage of vessels through the same the most easy, safe and convenient, and the best to conduce to the free navigation of the said creek. Board of freeholders to build bridge.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 19, 1862.

CHAPTER CXXIX.

AN ACT to incorporate the Trenton Zinc Company.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Joseph G. Brearley, John S. Noble, Alexander C. Farrington, Andrew Dutcher and John Gardner, and their associates, shall be and they are hereby Names of corporators.

declared to be a body corporate and politic in fact and in law, by the name of "The Trenton Zinc Company," for the purpose of smelting and reducing ores of zinc, and manufacturing the oxides of that metal either from zinc or its ores or alloys, to be used as a paint, and such other articles as zinc forms the entire or principal ingredient, and for that purpose may purchase or lease and hold such real estate, water power, machinery, buildings, mining rights and furnaces, as may be needful to carry on the said business, or may accrue to them in the course thereof, and may sell, mortgage, lease or otherwise dispose of the same.

Name.

Capital stock.

2. *And be it enacted*, That the capital stock of said company shall be fifty thousand dollars, divided into shares of one hundred dollars each, and the persons named in the first section of this act, or a majority of them, are hereby appointed commissioners to receive subscriptions to said capital stock at such place in the city of Trenton as a majority of them may appoint, giving at least five days' notice in two newspapers published in said city; and as soon as the said stock shall have been subscribed and paid in the said commissioners shall, by like notice, call a meeting of the stockholders to elect a board of directors to manage the affairs of said company.

Board of directors.

3. *And be it enacted*, That the business of said corporation shall be managed by not less than three nor more than five directors, all of whom shall be stockholders, and one of whom shall be president, who shall hold their office for one year and until others are elected in their stead; and every year thereafter, at such time and place, and upon such notice as the by-laws may appoint, an election shall be held, at which election every stockholder shall be entitled to one vote, either in person or by proxy, for each and every share of stock he may own.

By-Laws.

4. *And be it enacted*, That the directors of said corporation shall have power to make by-laws for its government, not inconsistent with the laws of this state or of the United States, and may appoint such subordinate officers as the business of the corporation may require.

Stock to be personal property.

5. *And be it enacted*, That the stock of said corporation shall be deemed personal estate, and shall be transferable in such manner as the by-laws may prescribe, but no dividends shall be made to the stockholders except from the net profits of the corporation.

Stock to issue for mines, &c.

6. *And be it enacted*, That for such mines or mining rights, manufacturing sites, water privileges and machinery as the

said corporation may require for advantageously carrying on their business, it shall be lawful for said corporation to issue stock in full or in part payment thereof.

Increase of capital.

7. *And be it enacted*, That the said corporation may from time to time hereafter increase the said capital to any sum not exceeding one hundred thousand dollars, giving ten days notice of their intention to do so in all of the newspapers printed in Trenton, and within six months thereafter filing with the secretary of state, under the oath of the treasurer and a majority of the directors, a statement that the amount of the increased capital so proposed to be made has been paid in.

Books of account to be kept.

8. *And be it enacted*, That regular books of account shall be kept in the office of said company, in the city of Trenton, to which said books every stockholder may have free access at all reasonable times for the purpose of inspection.

Powers.

9. *And be it enacted*, That the corporation hereby created shall possess the general powers, and be subject to the general restrictions and liabilities set forth in "An act concerning corporations," approved on the fourteenth day of February, eighteen hundred and forty-six, so far as the same are applicable, and the legislature may at any time hereafter modify or repeal the same.

Approved March 19, 1862.

CHAPTER CXXX.

A further supplement to the act entitled "An act to prevent the destruction of small and harmless birds," approved March sixth, one thousand eight hundred and fifty.

Repealer.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That so much of the first section of the act to which this is a supplement as exempts from the penalties of the said act persons who kill or destroy, "upon

their own premises," any of the birds named in the said section, be and the same is hereby repealed.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 19, 1862.

CHAPTER CXXXI.

A supplement to an act entitled "An act respecting apprentices and servants."

Binding by indenture.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the binding by indenture mentioned in the first section of the act to which this is a supplement, may lawfully be made by the board of managers of the "Northern Home for Friendless Children," incorporated by the state of Pennsylvania, and all such indentures, if in other respects conformable to the provisions of said act, shall be deemed and held to be valid and effectual in law.

2. *And be it enacted*, That all bindings heretofore made by the said board of managers are hereby declared as valid and effectual in law as if this act had been in force when said bindings were made.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 19, 1862.

CHAPTER CXXXII.

A further supplement to the act entitled "An act to incorporate Jersey City," passed March eighteenth, one thousand eight hundred and fifty-one.

Treasurer of Jersey City may transfer any uncancelled declaration of sale.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall and may be lawful for the treasurer of Jersey City, by authority of the common council of said city, to transfer to any person or persons who will pay the amount due thereon, any unredeemed and uncancelled declaration of sale, heretofore issued to said treasurer, or that may hereafter be issued to him, for any lands, tenements or real estate lawfully purchased by said treasurer for the benefit of said city, at any sale for unpaid taxes, assessments, water rents, or other charges for which the corporation of said city are or may be authorized to sell such lands, tenements or real estate.

Certificate of transfer.

2. *And be it enacted*, That a certificate of such transfer, signed by said treasurer, endorsed upon or annexed to such declaration of sale, and attested by the city clerk, under his hand, shall, together with such declaration of sale, be delivered to the transferee at the time of such transfer, and thereupon the person or persons to whom such transfer and delivery are made shall, in all respects, be entitled to the same rights, powers and privileges under said declaration of sale as if the same had been originally lawfully issued to any person other than the treasurer of said city, and by such person duly and legally assigned and set over to such transferee; and such certificate of said treasurer, attested as above stated, shall operate as and be an assignment and conveyance of the said declaration of sale, and the rights and interests thereby conveyed to said treasurer, as fully and to the same extent as if said declaration of sale had been originally issued to any other person having power to assign and convey his own interest therein, and had thereupon been assigned and conveyed to said transferee.

Duty of city clerk.

3. *And be it enacted*, That it shall be the duty of the city clerk, at the time of attesting said certificate, to record the same, or an abstract thereof, in the margin of the record of

the declaration of sale by said certificate transferred or assigned, and the said attestation and record of said certificate by the city clerk, shall be deemed and taken as conclusive evidence of the consent and authority of the common council to such transfer being made.

4. *And be it enacted*, That this act shall take effect immediately.

Approved March 19, 1862.

CHAPTER CXXXIII.

A supplement to an act entitled "An act for the relief of such portion of the militia of this state as may be called into service," approved May eleventh, one thousand eight hundred and sixty-one.

Powers of Adjutant-General

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the adjutant general of this state is hereby authorized, from time to time, with the approval of the governor, to establish such rules and regulations, and incur such expenses in obtaining information as to them may seem necessary to secure the payment of the state's bounty provided by the act to which this is a supplement, or by said act and any other act or acts which may hereafter exist supplemental thereto, to those who under said acts may be entitled thereto, and such rules and regulations as shall prevent frauds and mistakes in distribution and payment of said bounty; and all county, city and borough officers having duties to discharge relative to the distribution of said bounty are requested to comply with such rules and regulations when the same are made known.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 19, 1862.

CHAPTER CXXXIV.

AN ACT concerning goats.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall and may be lawful for any freeholder within the township of Bergen, in the county of Hudson, and the city of Elizabeth, in the county of Union, in this state, his servant or tenant, finding any goat or goats trespassing on his or her enclosed lands, or running at large on the public highways, to kill such goat or goats and inform the owner thereof, if easily to be found, and if no owner can be so found, or if found, shall not appear and take such goat or goats away, then the person his tenant or servant, who shall kill such goat or goats shall, within fifteen hours after such killing, give notice to the overseer of the poor of the said township, who shall dispose of such goat or goats for the use of the poor of the township of Bergen, and city of Elizabeth, in the county of Union, aforesaid. Goats trespassing may be killed.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 19, 1862.

CHAPTER CXXXV.

AN ACT to change the name of the Methodist Episcopal Church, at Washington, in the county of Middlesex, and to declare the said church a free church.

WHEREAS, Nancy Concklin, by her will, dated March eleventh, one thousand eight hundred and fifty-eight, gave unto the Methodist Episcopal Church at Washington the sum of five hundred dollars, and by her codicil annexed to such will, Preamble.

dated March fourteenth, one thousand eight hundred and fifty-nine, gave to the said church the further sum of one thousand dollars, upon condition that the church should be known and named "The Concklin Methodist Episcopal Church," and that it should be and remain always a free church, the pews thereof not to be sold or rented.

Name changed

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the name of the Methodist Episcopal Church at Washington, late South River, in the township of East Brunswick, is hereby changed to that of The Concklin Methodist Episcopal Church, by which name it shall hereafter be called, and be a body corporate, possessing the usual powers and privileges of an incorporated religious denomination, and the estate, real and personal, and the rights and immunities of the said corporation shall be continued and vested in the present trustees of said church, in the new name, as they now are.

Church pews to be free.

2. *And be it enacted*, That the said church is at all times hereafter to remain and be a free church, the pews therein are not to be sold or rented, but are to remain free for the occupation of the members of the church and for the inhabitants of the village of Washington who may attend the religious services in said church.

Approved March 20, 1862.

CHAPTER CXXXVI.

AN ACT for the relief of Patrick Tully.

Patrick Tully restored to citizenship.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Patrick Tully, of Essex county, be and he is hereby restored to all his rights and privileges as a citizen of New Jersey.

2. *And be it enacted*, That no act or parts of acts now in force shall be deemed or taken to invalidate or render void the provisions of this act.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 20, 1862.

CHAPTER CXXXVII.

A supplement to the act entitled "An act to authorize the inhabitants of the city of New Brunswick, school district number one, of the township of North Brunswick, county of Middlesex, to elect a board of education," approved March third, one thousand eight hundred and fifty-five.

Duty of assessor.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be the duty of the assessor of the township of New Brunswick, in the county of Middlesex, at the time when he shall make the annual assessment of taxes, to assess on the estates of the inhabitants of school district number one, in said act mentioned, and on all lands liable to be taxed therein, in the same manner as township taxes are assessed, the sum of seven thousand five hundred dollars, by yearly installments, to be ascertained and graduated by the board of education in said act mentioned, which said several annual installments, when collected, shall be forthwith paid to the treasurer of said board of education.

How installments to be applied.

2. *And be it enacted*, That the several installments shall be applied to the purchase of a lot of land, and the erection thereon of a suitable school house, at a cost not to exceed in the aggregate four thousand dollars, to be located in the first ward of the city of New Brunswick, and the payment of the mortgage debt of said board of education.

Certificate to be made.

3. *And be it enacted*, That when, and so often as said board of education shall desire and direct, any such installment to be assessed, a certificate thereof, signed by the president and secretary of said board, shall be made and delivered to the assessor of said township.

Office of school superintendent abolished.

4. *And be it enacted*, That the office of school superintendent of said township be abolished, and the powers attached to such office conferred upon said board of education.

Approved March 20, 1862.

CHAPTER CXXXVIII.

A supplement to an act entitled "An act to incorporate the Hoboken and West Hoboken Passenger Railway Company," approved March twenty-third, one thousand eight hundred and fifty-nine.

Names erased and others substituted.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the names of Edmund Charles, Cornelius V. Clickner, William H. Hemenover, some of the incorporators of said company, be erased, in consequence of death, removal, &c., and that John Roemmelt, Delos E. Culver, and Charles Spielmann, be substituted as incorporators in their stead.

Amendment.

2. *And be it enacted*, That in section fifteen of the act to which this act is a supplement, the word "three" be erased, and the word "six" be inserted in its stead.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 20, 1862.

CHAPTER CXXXIX.

AN ACT to incorporate the Ocean Agricultural Railroad Company.

Names of corporators.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Riley A. Brick, William Allen, Ephraim P. Emsen, Thomas W. Ivins, Andrew J. Allen, Richard H. Conover, Thomas Hartshorne, George F. Fort, Charles Busson, Joseph W. Cox, and such others as may be associated with them, are hereby declared to be a body politic

and corporate by the name of "The Ocean Agricultural Railroad Company," and shall be capable of purchasing, holding and conveying all property that shall be necessary for the object of this incorporation.

Capital stock.

2. *And be it enacted*, That the amount of capital stock shall be one hundred thousand dollars, to be divided into shares of twenty-five dollars each, to be deemed personal property, and transferable as the corporation may direct.

Stock to be paid by installments.

3. *And be it enacted*, That the above named persons, or a majority of them, shall be commissioners to receive subscriptions to the capital stock at New Egypt and Bergen Iron Works, in Ocean county, giving twenty days' notice by publishing the same in a newspaper in Ocean county; and at the time of subscribing for said stock, five dollars shall be paid on each share subscribed, to the commissioners, or some one of them, and that the residue of the subscription shall be paid in such installments, and at such times and places, and to such persons as the president and directors of the company shall from time to time direct, by giving twenty days' notice thereof as aforesaid; and upon failure of payment thereof, as so directed, the said president and directors shall have power to forfeit the shares of each and every person so failing to pay said installments, or any of them, to and for the use of the company; and whenever twenty thousand dollars of the capital stock shall be subscribed, such commissioners shall, as soon as they deem it expedient, give like notice for a meeting of the stockholders, at such time and place as they may designate, to choose seven directors, a majority of whom shall be residents of this state; and such election shall be made at the time and place appointed by such of the stockholders as shall attend for that purpose, either in person or by proxy, each share of the capital stock entitling the holder thereof to one vote; and the said above named persons, or any four of them, shall be inspectors of the first election of directors of the said company, and shall certify under their hands the names of those persons duly elected, and deliver over the subscription books and money paid in, deducting all expenses previously incurred, to the said directors; and the directors chosen at such meeting or at the annual election of said corporation shall, as soon as may be after every election, choose out of their own number a president, who shall be a resident of this state; and in case of the death, resignation, or removal of the president or any director, such vacancy or vacancies may be filled for the remainder of the year in which they

may happen by the said board of directors; and in case of the absence of the president the said board of directors, or a majority of them, may appoint a president pro tempore, who shall have such powers and functions as the by-laws of said corporation shall provide.

Failure to elect not to dissolve corporation.

4. *And be it enacted*, That in case it shall happen that an election of directors should not be made during the day when, pursuant to this act, it ought to be made, the said corporation shall not for that cause be deemed to be dissolved, but such election may be held at some other time, in the manner provided by law in such cases, and the directors for the time being shall continue to hold their office until others shall have been chosen in their places.

Powers of Directors.

5. *And be it enacted*, That the directors are invested with full powers to lay out and construct a railroad from a point within one mile of New Egypt to a point on the Delaware and Raritan Bay Railroad between Bergen Iron Works and Manchester, in the county of Ocean, and are required to connect said railroad with the Farmers' Railroad at or near New Egypt, whenever the same may hereafter be constructed, and to run engines and cars on such railroad, and to demand and take fare and tolls for the transportation of passengers and merchandise thereon, not to exceed five cents per mile for each passenger, and ten cents per ton per mile for each ton of heavy merchandise, produce, property and freight, but for the transportation of dry goods, packages, and express freight, the said company may charge such reasonable rates as they shall deem proper; said road not to exceed sixty-six feet in width, and where the same shall cross any public highway, turnpike or plank road, the crossing shall, if the grade be the same, be well planked or stoned, or otherwise made and maintained in good repair, so as not unnecessarily to impede the travel or interfere with the public convenience.

May enter on lands.

6. *And be it enacted*, That it should be lawful for the said company, their officers, agents, engineers, superintendents, and others in their employ, to enter at all times upon lands, bridges and waters, for the purposes of exploring, leveling, surveying and laying out the route of such railroad, and of locating and subsequently altering the location thereof, doing no unnecessary damage to private property, and when any part of the route and location of such road, or the alteration of location, shall have been determined on, and a survey thereof deposited in the office of the secretary of state, then it shall be lawful for the said company, its officers, engineers,

agents, superintendents, contractors, workmen, and the persons in their employ, or authorized by them, compensation being first made therefor, to enter upon the possession of, hold, use, occupy and excavate any such lands or such parts thereof, and to hold and enjoy such and so much of all rights, privileges, franchises, property and bridges, as they may acquire or take, as herein provided, and to erect embankments, viaducts, and all necessary works thereon, and to lay rails and do all other things which may be suitable and necessary for the making, completion and repair of said railroad, and to carry into full effect the objects of this act, and may take and use any stone, gravel, sand, clay, or other earth on or near the said route, which may be required for the construction of, repairing or altering the said railroad, or of any of the works or appendages, first making compensation therefor in the manner hereinafter provided.

Proceedings in case company and owners cannot agree.

7. *And be it enacted*, That if the said railroad shall cross any lands, bridges, or any parts thereof not owned by said company, or any materials shall be required for the construction thereof, and the said company shall fail to agree with the owner or owners thereof for the use or purchase thereof, or if by reason of the legal incapacity or absence of the owner or owners, or want of knowledge as to the ownership thereof, or from any other cause, no such agreement shall be made, a particular description of the land, property or material so required for the use of the said company in the construction of the said railroad shall be given in writing, under the oath or affirmation of some engineer, superintendent, or proper agent of said company, and also the name or names of the occupant or occupants, if any there be, and of the owner or owners, if known, and their residence, if the same can be ascertained, to one of the judges of the circuit court of the county where such lands, property or materials may be, and in case of the same being in two counties, to a judge of the circuit court of either county, who shall cause the said company to give notice thereof to the person or persons, corporation or corporations interested, if known and in the state, or if unknown or out of the state, to make publication thereof as he shall direct, for any term not less than twenty days, and to assign a particular time and place for the appointment of the commissioners hereinafter named, at which time and place, upon satisfactory evidence to him of the service or publication of such notice aforesaid, he shall appoint, under his hand and seal, three disinterested, impartial and judicious

Commissioners to be appointed.

freeholders, residents in this state, commissioners to examine and appraise the said lands, property and materials, or any of them, and assess the damages, upon such notice, not less than twenty days, to be given to the person or persons, corporation or corporations interested, or otherwise, as shall be directed by the judge making the appointment of the commissioners; and it shall be the duty of said commissioners, or a majority of them, having first taken and subscribed an oath or affirmation before some person duly authorized to administer an oath or affirmation, faithfully and impartially to examine the matter in question, and to make a true report, according to the best of their skill and understanding, to meet at a time and place to be appointed by said judge in his said order of appointment, and upon such notice to the parties interested as said judge shall direct in said order, and proceed to view and examine the said land, property and materials, or such of the same as may be required for the purpose of this act, and to make a just and equitable appraisement or estimate of the value of the same, and an assessment of damages, which shall be paid by the company for such land, property, materials and damages aforesaid, which said report shall be made in writing, under the hands and seals of said commissioners, or any two of them, and filed within ten days thereafter, with the aforesaid description of the land, property or materials, and the appraisement and oaths and affirmations aforesaid, in the clerk's office in the county in which said lands, property or materials shall be, or in case the same shall lie partly in one county and partly in another, then to be filed in the clerk's office of either county, to remain of record therein, which report, or a copy thereof, certified by the clerk of the county, or in case of an appeal, the verdict of a jury and the judgment of the court thereon, or a copy thereof, certified by the clerk of the supreme court, shall (the appraisement and damages found or assessed, with the costs adjudged, being first paid, or tendered and deposited in the supreme court) at all times be considered as plenary evidence of the right of said company to hold, use, occupy and possess and enjoy the said land, property and materials, and any judge of said circuit or supreme court shall, on application of either party, on reasonable notice to the others, tax and allow such costs, fees and expenses to the judge of said court, commissioners, and other persons performing any of the duties prescribed in this section as he shall think equitable and just, and to order and direct by whom the same shall be paid.

Report to be filed.

8. *And be it enacted*, That in case the said owner or owners of the said lands, property or materials, shall be dissatisfied with the report made by the commissioners, or by a majority of them, named in the proceeding section, the party so aggrieved may appeal to the supreme court, at the first term after the filing of said report, by preceding in form of petition to the said court, which proceeding shall vest in said court full right and power to direct a proper issue for the trial of the said controversy between the said parties, and to order a jury to be impanneled and sworn, as in other cases, and a view of the lands, property and materials to be had, if either of the parties desire it, and the issue to be tried at the next term of the circuit court to be holden in the county in which the supreme court shall order the trial to be held, or at any subsequent term to which the said cause shall be continued, upon like notice and in the same manner as other issues in the said court are tried; and it shall be the duty of the jury to assess the value of the said land, property and materials, and the damages sustained, and if they shall find a greater sum than the said commissioners have awarded or the company have offered to said owner or owners, then judgment thereon, with costs, shall be entered in the supreme court against said company, and execution awarded thereon; and if the said appeal shall be applied for by the owner or owners, and the jury shall find the same or a less sum than the commissioners awarded or the company offered, then the said costs shall be paid by the said applicant or applicants, and either deducted out of the said sum found by the jury or execution awarded therefor, as the said supreme court shall direct, and the sum awarded by the commissioners, or in case of an appeal from the award of the commissioners, then the sum assessed by the jury, and such costs as the supreme court shall direct, shall be paid by the company to the owner or owners of the land or materials in controversy; or tendered, and if refused, deposited in the supreme court; *provided*, that such appeal or application shall not prevent the said company from taking said land, property and materials, upon the filing of the aforesaid report and payment, or tender of payment and deposit in the said supreme court, of the sum assessed as aforesaid.

May appeal to supreme court.

Proviso.

9. *And be it enacted*, That the president and directors shall, within one year after the said railroad shall have been completed, declare and make such dividends of the net profits thereof among the stockholders as they may deem prudent,

Dividends.

and shall in like manner, semi-annually thereafter, declare such dividend, and pay the same to the stockholders or their legal representatives, in proportion to the amount of stock held by them respectively.

May hold real estate.

10. *And be it enacted*, That the said company may purchase, have, hold and occupy such real estate at or near the commencement and termination of said road and at each of its depots, as may be necessary for the convenient transaction of business, not exceeding five acres in each place, and may erect and build thereon warehouses, houses, and such other buildings and improvements as they may deem expedient for the safety of their property and other necessary uses appertaining to their business.

Penalty for malicious injury.

11. *And be it enacted*, That if any person shall wilfully or maliciously injure the said road, or any building, machinery or works of said corporation, such person or persons shall forfeit and pay therefor to the corporation three times the amount of damages sustained by means of such injury, to be recovered in the name of the corporation, with costs of suit, in any court having cognizance of the same.

When tax to be paid on road

12. *And be it enacted*, That whenever the net proceeds of the road authorized to be built by this act shall amount to seven per centum per annum on its cost, the said company shall pay to the treasurer of this state, to be applied to the school fund, a tax of one-half of one per centum on the cost of said road, to be paid annually on the first Monday in January; *provided*, that no other tax or impost shall be levied or raised from said corporation by virtue of any law of this state.

Proviso.

Company may make contracts, &c.

13. *And be it enacted*, That it shall be lawful for the said company, at any time during the continuance of its charter, to make contracts and engagements with any other corporations, or with individuals, for transporting or conveying any kind of goods, produce, merchandize, freight or passengers, and to enforce the fulfillment of such contracts.

Commencement and completion of road.

14. *And be it enacted*, That the said road must be commenced within five years and completed within ten years from the fourth of July, eighteen hundred and sixty-two, or this charter shall be void.

Who to pass on road free of charge.

15. *And be it enacted*, That the governor, the attorney general, the chancellor, the justices of the supreme court, and the judges of the court of errors, and superintendent of public schools of this state, while traveling for the purpose of discharging the duties of their office, and the members and offi-

cers of both houses of the legislature of this state, during their annual or other sessions, shall pass and repass on the railroad of said company, in their cars, free of charge.

Approved March 20, 1862.

CHAPTER CXL.

AN ACT to regulate fishing in Cheesequake creek, in the county of Middlesex.

Regulating the meshes of nets or seines

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That from and after the passage of this act no person shall fish in Cheesequake creek, in the county of Middlesex, with any net or seine the meshes of which are less than four inches square; and if any person shall offend against this act he shall, for every offence, forfeit the sum of fifty dollars, to be recovered by action of debt, in the name and for the use of any person who will prosecute the same.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 20, 1862.

CHAPTER CXLI.

A further supplement to the act entitled "An act to protect fish in Budd's lake, in the township of Roxbury, in the county of Morris," approved March fifth, one thousand eight hundred and fifty-three.

Penalty for fishing in Budd's Lake.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That no person or persons shall be

permitted to catch, kill, or otherwise destroy any fish in Budd's lake, in the township of Roxbury, in the county of Morris, in this state, between the fifteenth day of January and the first day of May, in each and every year, under the penalty of ten dollars for each and every offence, to be recovered in an action of debt, in any court of competent jurisdiction, with costs of suit, by any person who will sue for the same, the one-half thereof for his own use and the other half for the use of the poor in said township.

Repealer.

2. *And be it enacted*, That all acts and parts of acts inconsistent with the provisions of this act, be and the same are hereby repealed, and that this act shall take effect immediately.

Approved March 20, 1862.

CHAPTER CXLII.

AN ACT to prevent fishing with seines or gill nets in the Passaic river, between Dundee dam and the Passaic falls.

Fishing in Passaic river.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That after the passage of this act it shall not be lawful for any person or persons to set or haul any seine or gill net in the Passaic river, between the Dundee dam and the Passaic falls, in the counties of Passaic and Bergen.

Penalty, how recovered.

2. *And be it enacted*, That any person or persons violating this act shall forfeit the sum of ten dollars for each offence, to be recovered in an action of debt, before any justice of the peace in the county where such act is committed, one-half of the fine to go to the complainant, and the other half to the overseer of the poor of the township or city where the offence shall be committed, for the use of the poor of such city or township.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 20, 1862.

CHAPTER CXLIII.

A supplement to "An act to incorporate the Alleghany Mining Company, of Warren County, State of New Jersey," approved February twenty-sixth, eighteen hundred and forty-seven.

Election of directors, where to be held.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the second section of the act entitled "An act to incorporate the Alleghany Mining Company," to which this is a supplement, wherein it is provided "that the meetings of the stockholders and the election of directors shall be held in the county of Warren," shall hereafter, in like manner, be held in the city of Camden, or such other place within the state as the majority of stockholders may direct.

Capital stock increased.

2. *And be it enacted*, That section fourth of the act entitled An act, &c., wherein the capital stock of the company is limited to "two hundred thousand dollars, consisting of lands, mines, mining privileges, &c., belonging to said corporators, or which the said company may hereafter acquire," shall by this act be and is hereby increased to the sum of four hundred thousand dollars, which shall be divided into forty thousand shares of ten dollars each, and issued to each existing stockholder pro rata in lieu of so much of the "ten thousand shares of the capital stock, of twenty dollars each," as may be held by each of them, authorized by the said fourth section; and that the further provision in said section for a second assessment of five dollars on each share of the capital stock be and is hereby repealed.

Time extended.

3. *And be it enacted*, That section eighth in the act entitled An act, &c., wherein it is "enacted that this act shall continue in force for the term of twenty years, &c.," shall be and is hereby extended for another term of twenty years from the expiration of the said first term, and that all the rights and privileges granted and requirements made in the act entitled An act, &c., to which this is a supplement, (not hereby altered or repealed,) shall by this act be recognized, renewed and extended.

Approved March 24, 1862.

CHAPTER CXLIV.

A further supplement to the act entitled "An act to incorporate the city of Cape Island," approved February twenty-eighth, one thousand eight hundred and fifty-one.

Duties of assessors.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the duties which the assessors of the several townships in the county of Cape May are required by the provisions of an act entitled "An act concerning taxes," to perform between the twentieth day of May and the twentieth day of August, shall be performed by them between the twentieth day of April and the twentieth day of June in each year hereafter.

When to meet

2. *And be it enacted*, That the said assessors shall meet annually on the first Monday in July, instead of the first Monday in September, to perform the duties required of them by law at such annual meeting; *provided*, that the transcript or duplicate required by the fifth section of the act entitled "An act concerning taxes," to be delivered to the township collector, shall be delivered to the collector of the city of Cape Island within fifteen days after such meeting, and to the collectors of the several townships of the county of Cape May within fifteen days from the first Monday in September, as now directed by law.

Proviso.

When commissioners of appeal to meet

3. *And be it enacted*, That the commissioners of appeal in cases of taxation, in and for the city of Cape Island, shall meet annually on the second Tuesday in September in each year hereafter, to perform the duties required of them by law.

Duties of collector.

4. *And be it enacted*, That the duties which the collector of the said city is required to perform by the tenth section of the act entitled "An act concerning taxes," shall be performed on the first day of August in each year hereafter; and the said collector shall pay the taxes by him collected, and the fines and forfeitures by him received, by virtue of any law of this state, to the collector of the county by the first Tuesday of October in every year; and in case of the non-payment of taxes by the time appointed, the said collector shall deliver his list of delinquents to a justice of the peace on the twen-

tieth day of October in every year, instead of the twentieth day of December, as now provided by law.

5. *And be it enacted*, That this act shall take effect immediately.

Approved March 24, 1862.

CHAPTER CXLV.

A further supplement to the act entitled "An act concerning roads," approved April sixteenth, one thousand eight hundred and forty-six.

How highways to be worked and maintained.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That all the highways in the townships of Hackensack and Washington, in the county of Bergen, shall hereafter be worked and maintained by hire, as provided in the act to which this is a further supplement, and not otherwise.

Repealer.

2. *And be it enacted*, That the twenty-fifth section of the act to which this is a further supplement be and the same is hereby repealed, so far as relates to the townships of Hackensack and Washington, in the county of Bergen, and that this act shall take effect immediately.

Approved March 24, 1862.

CHAPTER CXLVI.

AN ACT to prevent the fraudulent transfer of property and to facilitate the collection of just claims.

How to recover claims.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That in all cases where a married

woman transacts any business or purchases any property, and debts or claims thereby remain unsatisfied, it shall and may be lawful for any person holding any such debt or claim to institute a suit for the recovery of the same in any court of law in this state, against the husband and wife, or against the survivor of them, in case one of them be dead, and to proceed to final judgment the same as in other actions, and such judgment so obtained therein shall bind the property that may be held by such married woman.

Execution may issue.

2. *And be it enacted*, That it shall and may be lawful to issue execution on any such judgment, as in other cases, and the sheriff or other officer having any such execution shall levy on the property, real or personal, of the defendants, or either of them, and shall proceed therein to obtain satisfaction of such judgment and the costs of the proceedings under such execution, according to the directions of the execution.

3. *And be it enacted*, That the fact of one of the parties being a married woman shall not in any wise be allowed as a defence in any such suit or in any of the proceedings.

Validity of sale

4. *And be it enacted*, That any sale had by virtue of any such execution shall be valid and effectual in law and equity, and the property so sold by virtue of such execution shall become vested in the purchaser or purchasers, as fully and effectually as if the said proceedings and execution were had against a single or unmarried person.

5. *And be it enacted*, That nothing herein contained shall be construed to deprive the defendants of the benefits of the provisions of an act entitled "A supplement to the act entitled 'an act respecting executions and regulating the sale of personal estate by virtue thereof,'" approved April sixteenth, eighteen hundred and forty-six.

6. *And be it enacted*, That this act shall take effect immediately.

Approved March 24, 1862.

CHAPTER CXLVII.

AN ACT to suspend the penalties of the non-redemption in specie of bank notes.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That no banking company or association of this state shall be considered insolvent or be liable to the penalties, proceedings or damages specified in the tenth and thirty-fourth sections of the act entitled "An act to authorize the business of banking," passed February twenty-seventh, eighteen hundred and fifty, or in the thirteenth section of the supplement to said act, passed March twenty-fifth, eighteen hundred and fifty-two, or in the act entitled "An act to prevent frauds by incorporated companies," approved April fifteenth, eighteen hundred and forty-six, for the non-redemption or payment of its notes or bills, on demand, in gold or silver coin, or to any other penalties or damages for the same; *provided*, said banking company or association shall at the time of such demand, tender and offer to redeem such notes with other good and current money, notes or drafts as are at the time good and receivable in the banks of the cities of New York or Philadelphia; and *provided also*, that nothing herein shall prevent the proceedings in chancery or otherwise against any banking company supposed to be insolvent, or for any other cause, except the non-redemption of its notes or bills in gold or silver coin.

Sections of former act repealed.

Proviso.

2. *And be it enacted*, That this act shall go into operation immediately, and continue in force for the period of one year, unless the same shall be sooner suspended by the proclamation of the governor, he having previously thereto received evidence satisfactory to himself, to the chancellor, the treasurer, or a majority of them, that the banking institutions of the cities of New York and Philadelphia have resumed the payment or redemption of their notes, bills or other liabilities in gold or silver coin.

When to take effect.

Approved March 24, 1862.

CHAPTER CXLVIII.

A supplement to an act entitled "An act to incorporate Jersey City," approved March eighteenth, one thousand eight hundred and fifty-one.

Common council to appoint poundmasters.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That such parts of the act to which this act is supplementary, as prescribes that one poundkeeper shall be elected in each of the wards of Jersey City, be and the same is hereby repealed, and that so many poundmasters to be selected from such parts of the city as the said common council shall determine, from time to time, by ordinance, shall be appointed by the said common council.

Powers of common council.

2. *And be it enacted*, That it shall be lawful for the said common council to pass, alter and repeal ordinances to take effect within said city, to establish, regulate and control the appointment, duties and responsibilities of the poundmasters in said city, and the erection and maintenance of one or more pounds therein, as they may see fit.

Amendment.

3. *And be it enacted*, That the first clause of the fifty-second section of the said act be amended by striking out all after the words "real estate," in the same, and inserting the following, that is to say: "either along the line of the said improvement, or the land and real estate benefited by the same, in proportion to the benefit received, as the board of commissioners of assessment shall in their discretion determine; *provided*, that should the said commissioners determine to assess the land and real estate along the line of said improvement, they shall assess for intersection such proportion of the real estate on the streets intersecting as to them may seem advisable.

Proviso.

Duties of collector.

4. *And be it enacted*, That there shall be appointed by the common council, in the same manner in which other officers of the city are appointed, a collector of revenue for said city, whose duty it shall be to perform the duties of the present officers of said city, known as collector of taxes, collector of arrears of taxes, and collector of assessments, and such other duties as the common council may, by ordinance prescribing his duties, ordain; and it shall further be his duty to keep a

record of all proceedings affecting the revenue of the city, and at the end of each and every current year the said proceedings shall be filed by him in the office of the city clerk.

Money, to whom paid.

5. *And be it enacted*, That the said collector of revenue shall pay over all moneys received by him as revenue for the city, as soon as collected, to the treasurer of said city, who shall in turn pay over to the treasurer of this state, or the collector of Hudson county, upon demand, the full quota of taxes required by law to be raised in said city for state or county purposes.

Collector to give bonds.

6. *And be it enacted*, That the said collector of revenue shall, before entering on the duties of his office, give bonds to the city in its corporate name, in such sums, and with such security as the common council may approve, for the faithful performance of his duties; and shall also, before entering upon the duties of his said office, take and subscribe an oath of office, in the manner and to the effect as in and by the charter of said city required, before the person in said charter mentioned, and in default thereof, within the time limited by said charter for that purpose, his said office shall thereby become vacant, as by said charter prescribed.

Process, how served and returned.

7. *And be it enacted*, That the officers empowered to serve process issued by the recorder, shall be, besides the constables elected or appointed within the said city, the policemen of said city, and that said process shall be returned in the same manner, so far as circumstances may permit, as warrants for the arrest of persons issued out of the court for trial of small causes are returned; and that the defendant or defendants named therein shall, if the recorder sees fit to adjourn the hearing of the charge made, and so orders, enter into recognizance as near as may be in the manner directed in courts for the trial of small causes, in the amount of the penalty named in the process, on any proceeding to be brought for the recovery of the same, with such surety as may be approved by the recorder, unto the mayor and common council of Jersey City, for his appearance on the day to which said hearing may be adjourned; and in default of his appearance, the said recognizance may be collected in the same manner as the same might have been had the said recognizance been taken in a proceeding in courts for the trial of small causes.

Fees of recorder.

8. *And be it enacted*, That in all cases in which persons shall bring certioraris to remove the order, proceedings or judgment given or made by the recorder of Jersey City, it shall be lawful for the said recorder to charge and receive,

before the delivery of the return thereto, at the rate of ten cents per folio for the same.

When certiorari to be granted.

9. *And be it enacted*, That no justice of the supreme court shall grant or allow any certiorari to remove any order, proceedings or judgment to be had or made by the recorder of Jersey City, unless the party applying for such certiorari shall enter into bond with the mayor and common council of Jersey City in the sum of one hundred and fifty dollars, with one or more good surety or sureties, conditioned that such applicant shall prosecute the said certiorari in the supreme court, shall pay the penalty recovered before the said recorder, with interest and costs, if the judgment be affirmed, and shall in all things stand by and abide the judgment of the supreme court respecting the order, proceedings or judgment given or made by the said recorder, which said bond shall be tendered to said justice granting such certiorari, to be by him filed with the clerk of the supreme court for the benefit of the said mayor and common council, and on failure thereof no certiorari shall be allowed.

Who to pay costs.

10. *And be it enacted*, That if any proceedings of the said recorder shall, on removal by certiorari, be affirmed by the supreme court, the plaintiff in certiorari shall pay to the defendant all costs on such suit in the said supreme court, but if such proceedings be reversed, then the plaintiff in certiorari shall not be entitled to any costs.

Provisions extended.

11. *And be it enacted*, That the provisions of the last three preceding sections shall extend to the circuit court in the county of Hudson.

Duty of common council.

12. *And be it enacted*, That it shall be the duty of the said common council of Jersey City, in lieu of the board of commissioners now provided for, to appoint a board of commissioners of assessments, which board shall consist of three commissioners, one to be selected from the first or second wards, one from the third or sixth ward, and one from the fourth or fifth ward, each one of whom shall be resident and freeholder in one of the wards from which he shall be required to be appointed, who shall take and subscribe the oath required by the said charter of other city officers, and who shall hold their offices for three years, and upon which board shall devolve the duties which were enjoined upon the said board of commismissioners in whose stead said board is hereby constituted;

Proviso.

provided, that in case any one or more of the said board of commissioners shall be interested in any assessment which may from time to time be ordered by the common council, the said

common council shall in such case appoint some discreet and impartial freeholder or freeholders residing in said city to serve with such board on such assessment in lieu of the commissioner or commissioners so interested, said vacancy or vacancies to be filled from the ward in which they shall occur.

Part of a former supplement repealed.

13. *And be it enacted*, That so much of the supplement to said act entitled "A supplement to 'an act to incorporate Jersey City,'" approved March sixteenth, one thousand eight hundred and fifty-four, as limits the common council to raise by tax not to exceed seven mills on a dollar of the actual value of property assessed, be and the same is hereby repealed, and that it shall be lawful for the said common council to raise by tax, every year, so much money as they may deem expedient for the purposes indicated in the forty-fourth section of the act to which this act is supplementary; *provided*, such tax shall not exceed in one year eight mills on a dollar of the actual value of property assessed.

Repealer.

14. *And be it enacted*, That all acts and parts of acts to which this act is supplementary, as provides for the election of one collector of taxes, one collector of arrears of taxes, and one collector of assessments, and all acts and parts of acts inconsistent with, or in any way contravening the true intent and meaning of this act, be and the same are hereby repealed.

15. *And be it enacted*, That this act shall be deemed a public act, and shall take effect immediately.

Approved March 24, 1862.

CHAPTER CXLIX.

AN ACT to incorporate the West Jersey Oil Manufacturing Company.

Corporators.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Henry Boureau, John H. Jones, William Day, Nathan Graff and Samuel H. Warwick, and their associates and their successors, shall be and they are hereby incorporated and made a body politic, by the

name and style of "West Jersey Oil Manufacturing Company," for the purpose of manufacturing oil from coal (petroleum) and other materials, or any part thereof, and carrying on the business incident to the same, and shall have the power to raise by subscription, in shares of one hundred dollars each, a capital of one hundred thousand dollars; and as soon as five hundred shares shall be subscribed and paid in, the individuals above named, or a majority of them, may, by public notice of thirty days, given in one or more of the public newspapers printed in the city of Camden, call a meeting of the stockholders of said company for an election of five directors, each of whom shall be a stockholder, to be voted for by person or by proxy, the said individuals above named, or a majority of them, to be inspectors and judges of such first election; and the said directors, when elected, shall choose out of their number a president, and the directors of the said company shall annually thereafter, by public notice as aforesaid, call meetings of the stockholders at their office in the county of Camden, for electing directors of the said company, and shall appoint three of the stockholders, not being directors, as inspectors of such election; said directors shall continue in office until such election snall be complete, and shall at all times have power to make by-laws for the government of said company, not repugnant to the constitution and laws of this state and the United States; also, shall have power to call in said stock from time to time in such installments as they shall think necessary, not exceeding ten dollars on each share, by giving public notice as aforesaid, and to declare forfeited to the said company the stock, with all previous payments made thereon, of all such stockholders as shall neglect or refuse to pay the installments upon their respective shares as shall be required to be paid as above; *provided*, previous notice of thirty days shall have been given to each delinquent stockholder.

Capital stock.

Directors.

By-laws.

Proviso.

Election of Directors.

2. *And be it enacted*, That all elections for directors for said company shall be by ballot, and if the directors for the time being of said company shall at any time neglect or refuse to give notice, as in the first section of this act is directed, for the election of directors, that then upon such neglect or refusal the stockholders, or a majority of them, may, within the time in such case prescribed by law, give notice and call such meetings, and elect directors in like manner as if said directors had given notice as by this act is required; and if at any election of directors two or more persons voted for

shall receive an equal number of votes, then the directors for the time being shall determine, by ballot, which of said persons so having an equal number of votes shall be director or directors, as shall be required to complete such election; and upon the death or resignation of any of the said directors, the remaining directors shall choose from among the stockholders some person or persons to fill such vacancy, who shall hold his or their office until the next annual election shall be complete.

President and other officers.

3. *And be it enacted*, That the said directors shall, at their first meeting after their election, appoint a president, and they may appoint a secretary, treasurer, and such other officers and agents as they may, from time to time, deem necessary or useful, with such compensation as they may think adequate, and require from such officers or agents such bonds and security for their good conduct as to them may appear reasonable and proper.

Powers.

4. *And be it enacted*, That the said company may, for the purpose of carrying into effect the object expressed in the first section of this act, buy, rent, take, hold, or otherwise become seized and possessed of and hold all such lands, not exceeding five acres, and such tenements and water power, and other real and personal estate, in the county of Camden, as may be necessary and useful for the purposes aforesaid; and the same may improve and use, or sell or let, or otherwise dispose of, as they shall deem proper; and the said company, by their corporate name, may sue and be sued, plead and be impleaded, in all courts whatsoever; may have a common seal, and alter and renew the same at pleasure, and shall have, enjoy and exercise, all the rights, powers and privileges pertaining to corporate bodies, and necessary for the purpose of this act.

Dividends.

5. *And be it enacted*, That a dividend of the net profits of the said company, except so much thereof as may be set apart for a surplus fund, shall be semi-annually made by the said directors among the stockholders, and the books of the said company shall at all times be open for the inspection of the said stockholders; *provided*, that no dividends shall be made except from the actual profits of said company.

Proviso.

Stock to be personal property.

6. *And be it enacted*, That the stock of the said company shall be personal property, and transferable upon the books of said company, and no part of the funds of the company shall be used for banking purposes.

Duration of charter.

7. *And be it enacted*, That this charter shall continue in force until the first day of March, one thousand eight hundred and eighty-two, and no longer, and the legislature may repeal, alter or modify the same, as in their opinion the public good may require.

Approved March 24, 1862.

CHAPTER CL.

A further supplement to the act entitled "An act to incorporate the city of Rahway," approved March twelfth, one thousand eight hundred and fifty-eight.

Office of collector of taxes abrogated.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the office of collector of arrears of taxes, created and established by the charter of the city of Rahway, shall cease from and after the day when this act shall take effect, and all provisions by charter, statute, ordinance, resolution, or otherwise, creating such office and imposing or defining the duties thereof, are hereby abrogated.

Receiver of taxes.

2. *And be it enacted*, That it shall be the duty of the common council of said city, within twenty days after this act shall take effect, to establish an office for the collection of taxes in the city of Rahway, and which shall be conducted by the receiver of taxes; the said receiver of taxes shall receive such compensation as the mayor and common council of said city shall from time to time, by ordinance, determine.

Must give bond.

3. *And be it enacted*, That the said receiver of taxes shall, before entering upon the duties of his office, enter into bond to the mayor and common council of the city of Rahway, with at least two sureties, to be approved by the mayor and common council of said city, in the penal sum of ten thousand dollars, conditional for the faithful performance of the duties of his said office, as prescribed by this act; and every such bond shall be a lien on all the real estate held jointly and severally by the receiver or his sureties within the city of Rahway, at the time of filing thereof, and shall continue to

be such lien till the condition, together with all costs and charges which may accrue by the prosecution thereof, shall be fully satisfied; which said bond, when so approved, shall be forthwith filed in the office of the clerk of said city.

Clerks.

4. *And be it enacted*, That the said receiver of taxes shall appoint as many clerks, and at such rate of compensation, as the common council shall from time to time, by ordinance, designate.

Where office kept.

5. *And be it enacted*, That the office of the said receiver of taxes shall be kept in such place in the said city, and for such time as shall be, by resolution of the said common council, assigned for that purpose.

Duties.

6. *And be it enacted*, That it shall be the special duty of the said receiver of taxes personally to receive all taxes which may be paid at the said office, and to retain the possession in the said office, and not elsewhere, of the warrants and assessment rolls which shall from time to time be delivered to the said receiver of taxes by the assessors of the different wards of said city, as prescribed by this act.

Books of account to be kept.

7. *And be it enacted*, That the said receiver of taxes shall enter, in suitable books to be kept for that purpose, the sums to be received by him for taxes, respectively, and the ward for which received, with the names of the persons on whose account the same shall be paid, on each day, and shall at the expiration of the office hours for such day, and by three o'clock thereof, furnish to the treasurer a detailed statement of such sums, and of the ward for which received, and of the names of the parties, respectively, on whose account the same have been paid; and shall at the same time on each day pay over to the said treasurer the amount so received on each day, he shall also thereupon receive from the said treasurer, either in a bank book of the bank in which the same shall be deposited, or otherwise, a voucher for the payment of such sums, which he shall exhibit to the common council at each stated meeting thereof, and a certificate of the amount so deposited and standing to the credit of the city shall be placed by the clerk of the common council upon file in his office, for the use of the common council.

Receiver may be removed and a substitute appointed

8. *And be it enacted*, That if the receiver of taxes shall omit or neglect to make the daily payments hereinbefore prescribed, and to exhibit his vouchers to the common council as aforesaid, it shall be lawful for the common council forthwith to suspend or remove from office the said receiver of taxes, or to take such other action in the matter as to them may seem

advisable; in case of suspension or removal the mayor and common council shall appoint a suitable person to perform the duties of the receiver of taxes, who shall continue to act as such officer, with all the powers conferred upon him by this act, until the party suspended shall be restored by the common council to his office, or another person shall have been appointed or elected to fill said office; on making such appointment the mayor and common council shall be required to take from the party so appointed a bond, with at least two sufficient sureties, to be approved by the mayor and common council and treasurer of the city, in such penal sum as they may deem just, conditioned for the faithful performance of the duties of the office during the continuance of the person so appointed therein; and all the provisions of this act, prescribing the duties of the said receiver of taxes shall apply to the person so appointed in his stead by the mayor and common council.

When new bond required

9. *And be it enacted*, That if at any time during the continuance in office of the said receiver of taxes, the said common council shall deem the sureties of the said receiver of taxes insufficient, they may require him to enter into a new bond, with the like sureties, and to be approved in like manner as hereinbefore prescribed, within such time as they may direct; and in case of his neglect or refusal to furnish such bond within the time so directed, the said mayor and common council may declare his office vacant.

Substitute, when to act.

10. *And be it enacted*, That in case of the inability of the said receiver to perform the duties of his office, by reason of sickness or absence from the city, the mayor and common council shall designate some suitable person to perform the duties of his office during such inability, and shall, in their discretion, take from such person a bond, with sufficient sureties, in the manner prescribed in the eighth section of this act.

Assessment roll to be made

11. *And be it enacted*, That the assessors of said city shall cause the corrected assessment roll of each ward of the city to be delivered to the receiver of taxes in the said city on or before the twentieth day of July in each year.

Warrant to be annexed.

12. *And be it enacted*, That to each assessment roll so delivered to the said receiver of taxes, a warrant, under the hands of the mayor and clerk of said city, and under the seal of said city, shall be annexed, commanding such receiver to collect from the several persons named in the assessment roll, the several sums mentioned in the last column of such roll,

opposite to their respective names, and to pay the same, from time to time, when so collected, to the treasurer of said city, according to the provisions of this act.

Duty of receiver.

13. *And be it enacted*, That the said receiver, upon receiving the said assessment rolls and warrants, shall proceed to collect the said taxes from the several persons assessed in the said assessment rolls, in the manner hereinafter mentioned.

Prepayment of taxes.

14. *And be it enacted*, That if any person who shall be so assessed in any of the said assessment rolls, shall desire to pay in the amount of his taxes on or before the first day of November succeeding the delivery of the said assessment rolls and warrants to the said receiver, it shall be the duty of said receiver to receive the same, and to deduct therefrom at the rate of seven per cent. per annum between the day of such payment and the first day of December then next succeeding.

When taxes are unpaid.

15. *And be it enacted*, That if any such taxes shall remain unpaid on the first day of December, it shall be the duty of said receiver to give public notice, by advertisement in the public newspapers printed in the said city, that unless the same shall be paid to him at his office on or before the fifteenth day of December in each year, he will, immediately after that day, proceed to collect the same as provided in the next section.

One per cent. per month to be paid by delinquents.

16. *And be it enacted*, That if any such taxes shall remain unpaid on the said fifteenth day of December, it shall be the duty of the said receiver to charge, receive and collect upon such tax so remaining unpaid on that day, in addition to the amount of such tax, one per cent. on the amount thereof, and to charge, receive and collect upon such tax so remaining unpaid on the fifteenth day of each month, between the said month of December and the first day of March thereafter, a further addition or increase of one per cent. upon the amount of such tax, and such increase or per centage shall be paid over and accounted for by such receiver, from time to time, as hereinbefore prescribed, as a part of the tax collected by him.

Public notice to be given.

17. *And be it enacted*, That the said receiver shall immediately, after the first day of February, give public notice in the newspapers of the said city, to be published therein, respectively, at least ten days, notifying all persons who shall have omitted to pay their taxes, to pay the same to him at his office, on or before the first day of March; upon the filing of an affidavit of the due publication of the notice required by this section, as herein prescribed, it shall be the duty of the said receiver to charge, collect and receive upon all taxes re-

Waarent, when issued.

maining unpaid on and after the said first day of March, an interest at the rate of ten per cent. per annum, to be calculated from the day on which the said assessment rolls and warrants shall have been delivered to the said receiver; and the said receiver shall immediately thereafter levy the said tax, with interest thereon, at the rate of ten per cent. per annum, from the day of delivery of the assessment rolls and warrants to the said receiver to the time when the same shall be paid by distress and sale of the goods and chattels in his possession, wheresoever the same shall be found within the said city; and no claim of property to be made to such goods and chattels so found in the possession of the said party shall be made available to prevent a sale.

Notice of sale.

18. *And be it enacted*, That the said receiver shall give public notice of the time and place of sale and of the property to be sold at least six days previous to the sale, by advertisements, to be posted up in at least three public places in the ward where such sale shall be made; the sale shall be by public auction.

Surplus on sale to be returned.

19. *And be it enacted*, That if the property distrained shall be sold for more than the amount of the tax, the surplus shall be returned to the person in whose possession such property was when the distress was made, if no claim be made to such surplus by any other person: if any other person shall claim such surplus, on the ground that the property sold belonged to him, and such claim be admitted by the person for whose tax the same was distrained, the surplus shall be paid to such owner; but if such claim be contested by the person for whose tax the property was distrained, the surplus moneys shall be retained by said receiver, until the rights of the parties shall be determined by due course of law.

Proceedings where no personal property

20. *And be it enacted*, That in case of the refusal or neglect of any person to pay the tax imposed on him for personal property, if there be no goods or chattels in his possession, upon which the same may be levied by distress and sale, according to law, and if the property assessed shall exceed the sum of one hundred dollars, the said receiver, if he has reason to believe that the person taxed has debts, credits, choses in action, or other personal property, not taxed elsewhere in this state, and upon which levy cannot be made according to law, may thereupon, in his discretion, make application within one year to the court of common pleas of the county, to enforce the payment of such tax.

21. *And be it enacted*, That the court to whom such application is made, as aforesaid, may impose a fine for the misconduct mentioned in the next preceding section, sufficient in amount for the payment of the tax assessed, and of the costs and expenses of the proceedings authorized by this act to enforce such payment, or to punish such misconduct; and the amount of such tax shall be paid out of such fine to the said receiver, who shall pay the same in like manner as the tax was required to be paid; and the cost and expenses of such proceedings shall be paid out of such fine to the said receiver who made the application to enforce the payment of the tax. Fine for neglect.

22. *And be it enacted*, That the said receiver shall demand payment of all taxes, assessed on incorporated companies in said city, from the president, secretary or cashier of such companies, and if not paid, shall proceed in the collection and payment thereof in the same manner as in other cases, and his receipt shall be evidence of the payment of such tax. Incorporated companies.

23. *And be it enacted*, That such tax shall be paid out of the funds of the company, and shall be ratably deducted from the dividends of those stockholders whose stock was taxed, or shall be charged upon such stock, if no dividends be afterwards declared. How such tax paid.

24. *And be it enacted*, That if the said receiver shall not be able to collect any tax assessed upon an incorporated company, he shall report the same to the common council of said city, accompanied with an affidavit or affirmation taken before some officer authorized to administer oaths, that he hath demanded payment thereof from the president or other proper officer of the company, and that such officer had refused to pay the same, or that he had not been able to make such demand, as the case may be, and that such company had no personal property from which he could levy such tax. Report of unpaid taxes.

25. *And be it enacted*, That the common council shall thereupon order the receiver to furnish the city attorney with the names of all companies refusing or neglecting to pay the taxes imposed on them, with the amount due from them respectively, and the city attorney shall thereupon file a bill in the court of chancery against every such company for the discovery and sequestration of its property. How same recovered.

26. *And be it enacted*, That the chancellor, on the filing of such bill, or on the coming in of the answer thereto, shall order such part of the property of such company to be sequestered as he shall deem necessary for the purpose of satisfying the taxes in arrear, with the costs of prosecution; and he may Proceedings in chancery.

also, at his discretion, enjoin such company and the officers thereof from any further proceeding under their act of incorporation, and may order and direct such other proceedings as he shall deem necessary to compel the payment of such tax and costs.

Action in law.

27. *And be it enacted*, That the city attorney may also recover such tax, with costs, from such delinquent company, by action in any court of record in this state.

Title of proceedings.

28. *And be it further enacted*, That the proceedings mentioned in the foregoing sections shall be in the name of "The Mayor and Common Council of the City of Rahway."

Notice to pay taxet.

29. *And be it enacted*, That the receiver shall annually on the first day of August, give notice, by advertisements set up in one of the most places in each ward, of the said tax, and that if not paid by a certain day therein mentioned, the same will be collected in the manner in this act mentioned, in which advertisements notice shall also be given of the time and place of the meeting of the commissioners of appeal in cases of taxation.

Receiver to demand taxes.

30. *And be it enacted*, That the said receiver, within sixty days after receipt of the assessment rolls, shall demand payment of the tax or sum assessed on each individual in said city, in the manner now directed by the eleventh section of the act entitled "An act concerning taxes," and shall pay the taxes by him collected, and the fines and forfeitures by him received, by virtue of any law of this state, to the collector of the county, by the time in said section mentioned.

Commissioners of appeal.

31. *And be it enacted*, That the commissioners of appeal shall convene on the second Tuesday of October annually, for the purpose of discharging the duties of their office in all matters arising under this act, giving at least eight days' previous notice of the time and place of their meeting, in writing, under their hands, and fixed up in one of the most public places in each ward, and by notice for the like space of time in the public newspapers published in said city.

Notice.

32. *And be it enacted*, That said commissioners of appeals shall give notice of the time and place of their said meeting to the receiver of taxes, on or before the first day of September annually.

Road taxes.

33. *And be it enacted*, That all taxes assessed for road purposes, on lands lying outside of the city limits, shall be collected by the receiver, and by him paid to the collector of taxes of the township or townships in which said lands lie, notwithstanding the owner thereof may reside within the limits of said city.

34. *And be it enacted*, That all taxes and assessments which shall be assessed or made upon any lands, tenements or real estate in said city, shall remain a lien thereon until paid, as now provided in the twenty-seventh section of the act to which this is a supplement; and that the same shall be collected by the receiver in the manner directed by said section. Taxes to be a lien.

35. *And be it enacted*, That the police justices of said city shall have jurisdiction over all offences committed against, or violations of, the provisions of the charter of said city, or of any of the ordinances passed by virtue thereof, although such offences or violations of said charter or ordinances may not have been committed within the wards for which they may be appointed. Police justices.

36. *And be it further enacted*, That the chief of police, and all policemen of said city, shall hereafter be nominated by the mayor and appointed by him, by and with the advice and consent of the common council. How appointed.

37. *And be it enacted*, That all license fees shall be paid to the treasurer, and no license shall be granted by the mayor for the sale of liquors, fish, vegetables, pedlars and circus companies, until the party applying shall produce to him the receipt of the treasurer of the city, showing that the fee has been received by him. How licenses granted.

38. *And be it enacted*, That the office of the city clerk is hereby abolished; the common council shall elect annually, at their first meeting, a clerk, whose duty it shall be to keep the records of the common council proceedings, and to copy in a book, kept for that purpose, all acts and ordinances passed by the common council, which book shall be brought to the council chamber at every session, and shall at all times be open to public inspection; the clerk of the common council shall receive such compensation as the common council shall determine, but his pay shall neither be increased nor diminished during his term of office; the common council shall have the power to remove said clerk, and appoint another in his place at any time and for any cause. Office of city clerk abolished.

39. *And be it enacted*, That there shall be nominated by the mayor and appointed by him, with the advice and consent of the common council of said city, an auditor of accounts, who shall also be the treasurer of said city, who shall receive all accounts against the city, except those contracted for school purposes by the board of education, examine them and ascertain if they are correct, and determine what amount, if Duties of auditor of accounts

any, should be allowed thereon, and report the same to the common council; he shall audit the accounts of the receiver of taxes, justices of the peace, and all city officers who receive or present claims against the city; he shall keep a book or books of all accounts brought to him to be audited, in which shall be entered the name of the claimant, the nature of the claim, work done or service rendered, and the amount allowed thereon, which book or books shall be at all times open to the inspection of the public; and the common council shall have authority to reject or pay the amount allowed on such account audited by said auditor and treasurer; but no account, and no portion of any account, disallowed and reported against by said auditor, shall be ordered to be paid by the common councilmen, except by a vote of three-fifths of the whole number of councilmen elected; and the said auditor and treasurer shall possess all the powers and perform all the duties authorized or required to be performed by the treasurer of said city, by the act to which this is a supplement, and the several supplements thereto not inconsistent herewith; he shall report the condition of the treasury whenever called upon by the common council, and he shall cause to be made out and published in one or more newspapers printed in said city, at least ten days before the annual city election, a detailed statement of the amounts received into the treasury from the taxable inhabitants, under the different heads of assessment, and all other sums received, specifying from what source: also the disbursements from the treasury under the different heads of appropriation; and the common council shall have authority to determine what amount of salary the said auditor and treasurer shall receive for his services; *provided*, that the sums due for interest on the bonds of the city shall be paid, on a report from the auditor and treasurer, by the warrant of the mayor, countersigned by the clerk of the common council, without an order of the common council, and that the state money paid to families of volunteers shall be paid as heretofore.

Proviso.

When police appointed.

40. *And be it enacted*, That no day police shall be hereafter appointed by the mayor and common council of said city, except upon the application of a majority of the taxable inhabitants of said city.

Repealer.

41. *And be it enacted*, That all acts and parts of acts inconsistent with this act, be and the same are hereby repealed.

42. *And be it enacted*, That this act shall take effect on the fourteenth day of April, one thousand eight hundred and sixty-two.

Approved March 24, 1862.

CHAPTER CLI.

AN ACT to change the name of Sculltown, in Salem county, to that of Auburn.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the name of the village of Sculltown, in the township of Upper Penn's Neck, in the county of Salem, be and the same is hereby changed to that of Auburn, and by that name the said village shall hereafter be known. Name changed

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 24, 1862.

CHAPTER CLII.

A supplement to the act entitled "An act for the publication of chancery and law reports," approved April seventeenth, one thousand eight hundred and forty-six.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That hereafter it shall be the duty of the law reporter to publish abstracts of the decisions given by the supreme court, or in the court of errors and appeals, Abstracts of law and chancery reports to be published.

upon cases removed therein from the courts of law, and it shall be the duty of the chancery reporter to publish abstracts of the decisions given in the court of chancery and prerogative court, or in the court of errors and appeals, upon cases removed therein from the said courts, in such newspaper or newspapers published in this state as may be willing to publish the same, within one month after said decisions shall have been rendered, and for such services the said reporters shall be each paid annually the sum of fifty dollars.

Approved March 24, 1862.

CHAPTER CLIII.

AN ACT to repeal "An act to incorporate the Merchants' Bank of the city of Trenton," approved March twenty-second, one thousand eight hundred and sixty.

Charter repealed.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the act entitled "An act to incorporate the Merchants' Bank of the city of Trenton, in the county of Mercer," passed March twenty-second, one thousand eight hundred and sixty, is hereby repealed; and all the powers and functions of said bank shall cease and be void, and the said company, and its officers and agents, are hereby enjoined from exercising any of the privileges or franchises granted by the act incorporating the said company, and from collecting or receiving any debts, or from paying out selling, assigning or transferring any of the estates, money, funds, lands, tenements or effects of the said company; *provided however*, that nothing in this act contained shall release or discharge the officers and stockholders of said corporation, or any of them, from any liability they, or any of them, is or are now by law subject to on account of their connection with or acts relating to said corporation or its business.

Proviso.

Receivers.

2. *And be it enacted*, That James Wilson, Ogden W. Blackfan and Jonathan S. Fish are hereby appointed receivers or trustees for the creditors and stockholders of the

said company, and are hereby invested with immediate legal control and possession of all the moneys, property, and effects of every kind of the said company; which receivers shall be invested with the same powers, perform the same duties, and be subject to the same restrictions and liabilities, as though they had been appointed by the chancellor, agreeably to the provisions of the act entitled "An act to prevent frauds by incorporated companies," approved April fifteenth, one thousand eight hundred and forty-six; they shall make report to the court of chancery, take the same oath before entering upan the performance of their duties, and be, in all respects, subject to the control of the chancellor, as in the case of receivers appointed by virtue of said act; and any and all persons who shall in any way resist the lawful exercise of the authority of the said receivers, or shall do or perform any act contrary to any legal order or direction, or do anything contrary to the directions and provisions of this act, shall be subject to all the pains and penalties which they might or would be subject to, if such receivers had been appointed pursuant to the provisions of the before mentioned act; and the court of chancery is hereby invested with full power to carry out the provisions of this act. Powers.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 24, 1862.

CHAPTER CLIV.

A supplement to an act entitled "An act to revise and amend the charter of the city of Perth Amboy," approved March eighth, one thousand eight hundred and fifty-nine.

WHEREAS, a sewer in Smith street, in the said city of Perth Amboy, commonly known as "the Smith street sewer," has been constructed under the authority of the city council of the said city, at considerable cost, and an assessment there- Preamble.

for has been made by commissioners appointed for that purpose, and part of which cost, so assessed, has been paid, and a large part thereof remains unpaid; and whereas, on account of a certain informality in the advertisement of the proposition therefor, and the notice of hearing thereon, and on account of other alleged defects in the proceedings, the said city is embarrassed in collecting the expense of said sewer; therefore,

Commissioners to ascertain expenses.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the said city council to appoint three impartial commissioners, as directed in the thirty-first section of the act to which this is a supplement, to ascertain the expenses of said sewer, and assess the damages, if any, occasioned thereby, in the manner directed by said section, and the said commissioners shall perform the same duties, and in the same manner, and their assessment shall be proceeded upon by the officers and authorities of the said city, and collected as if the proposition for said improvement had been legally made and pursued, and as if the said commissioners had been appointed pursuant to the requirements of said act to which this is a supplement; and as to the acts and proceedings of said commissioners, and the said city council thereupon, property owners and persons interested shall have the same rights and remedies as in other cases of assessments for improvements of the like description in said city; but no exception shall be taken to any informality or irregularity which has heretofore happened in respect to the proposition for said improvement.

When assessment to be repaid.

2. *And be it enacted*, That if any person assessed under the proceedings mentioned in the preamble to this act has paid said assessment, he, she or they, upon paying the assessment which shall be made in pursuance of this act, shall be entitled to repayment of the previous assessment paid by him, her or them.

Assessment, how corrected

3. *And be it enacted*, That the said city council, upon hearing the objection that may be made to any assessment pursuant to the said thirty-first section, if they deem it proper so to do, may refer back to the commissioners who made the assessment, and the report thereof, the said report and exceptions thereto, that the said commissioners may reconsider, and if they deem it right and just so to do, correct or amend the same, and then to again report the same to the said city council, which shall thereupon either approve or reject such report.

4. *And be it enacted*, That all assessments made by virtue and in pursuance of the act to which this is a supplement, and of this act, shall be collected in the manner as provided in sections twenty-seven, twenty-eight and twenty-nine, and that this act shall take effect immediately. How collected

Approved March 24, 1862.

CHAPTER CLV.

A further supplement to an act entitled "An act to incorporate the West Jersey Railroad Company," approved February fifth, eighteen hundred and fifty-three.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the West Jersey Railroad Company are hereby authorized and empowered to construct a branch from their said railroad, commencing on a line of the said West Jersey Railroad, at or near the borough of Woodbury, in the county of Gloucester, or some point north thereof on said railroad, and to run from thence to a point at or near the mouth of Oldman's Creek on the river Delaware, or some point on said river between Oldman's Creek and the city of Camden, with the privilege of constructing such bridges, piers, docks and wharves as may be necessary to carry on the business of said railroad in the transportation of passengers and freight; and the said company are hereby further authorized and empowered to construct another branch from the said West Jersey Railroad, to commence in the line of said road at or near the Gloucester station, in the county of Camden, or some point north thereof on said road, and running from thence through the county of Camden aforesaid, to a point on the Camden and Amboy Railroad at or near Cooper's Creek, or some point west thereof on said road, with the privilege of contracting with the Camden and Amboy Railroad Company for the transportation of passengers and freight; and for that purpose the said West Jersey Railroad May construct branch railroad.

Company shall be and they are hereby invested with all the rights, powers, authorities and privileges given and granted by the said original act of incorporation, the same as if the power of thus extending their said railroad and constructing said branches, and erecting said bridges, piers, docks and wharves had been thereby conferred; and they are hereby subjected to all the duties, limitations, liabilities and restrictions contained in the said act of incorporation or any of the supplements thereto.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 24, 1862.

CHAPTER CLVI.

A supplement to the act entitled "An act to incorporate the Hudson County Mutual Insurance Company," approved February eleventh, one thousand eight hundred and forty-two.

May loan or invest surplus money.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the sixth section of the act entitled "An act to incorporate the Hudson County Mutual Insurance Company," approved February eleventh, one thousand eight hundred and forty-two, is hereby amended so that the said company may lend such portion of their money in hand as may not be immediately wanted for the purposes of said corporation, upon good or valid security, or may invest the same or any part thereof in government or state stocks or bonds, and may from time to time call in such money or change such investments; *provided*, that nothing herein contained shall be construed to authorize said company to exercise banking privileges.

Proviso.

May insure vessels.

2. *And be it enacted*, That it shall and may be lawful for the said company to insure ships, steamboats, or other vessels, and the property contained therein, against loss or damage by fire or other casualty; and the said company shall be lia-

ble for all loss sustained by fire or other casualty, agreeably to and on such terms and conditions as shall be contained in the policy.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 25, 1862.

CHAPTER CLVII.

AN ACT respecting Railroads.

Where freight may be delivered.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be the duty of every railroad company in this state, whenever required by the owner or owners of any freight, to deliver the same at the terminus of their road; and the owner or owners of such freight may require any railroad company conveying such freight to deliver the same at the junction of their road, or any railroad over which they pass, with any other railroad, or within a reasonable distance from said junction, not exceeding one quarter of a mile.

Penalty for neglect or refusal

2. *And be it enacted*, That if any railroad company shall refuse or neglect to comply with either of the foregoing provisions, they shall forfeit for every such refusal or neglect the sum of one hundred dollars to any person who may sue for the same, to be recovered with costs, in an action of debt, in any court having cognizance thereof.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 25, 1862.

CHAPTER CLVIII.

A further supplement to the act entitled "An act authorizing the appointment of commissioners to lay out streets, avenues and squares in the city of Newark."

Limitation of time.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the time within which the commissioners appointed under and by virtue of the act to which this is a further supplement, shall exercise and discharge their powers and duties, be and the same is hereby limited to the first day of September next after the passage of this act.

Repealer.

2. *And be it enacted*, That so much of the act entitled "A supplement to the act entitled 'an act authorizing the appointment of commissioners to lay out streets, avenues and squares in the city of Newark,'" approved March fifteenth, one thousand eight hundred and sixty, as conflicts with the provisions of this act, be and the same is hereby repealed.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 25, 1862.

CHAPTER CLIX.

A supplement to an act entitled "An act revising and amending an act to incorporate the city of Paterson," passed March fourteenth, one thousand eight hundred and sixty-one.

Powers of aldermen.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That each alderman of said city, during his term of office, shall be and he is hereby authorized, on witnessing any breach of the peace, forthwith to arrest the

offender or offenders, and commit him, her or them for a hearing, without warrant for that purpose first being issued.

2. *And be it enacted*, That the recorder of said city shall be entitled to use and exercise the like power, authority and jurisdiction in all criminal matters, in all matters relating to cases of bastardy, and to the relief, removal and settlement of the poor, and in all cases of vagrancy and disorderly persons, as any one or two justices of the peace are or may be by law entitled to use and exercise, and to hear, examine, try and determine the same, and to give judgment and carry the same into execution, according to law, as such justice or justices might or could do. Powers of recorder.

3. *And be it enacted*, That the recorder of said city shall be empowered, on oath or affirmation, made according to law and filed in his office, that any person or persons has or have been guilty of a violation of any of the ordinances of said city, to issue a process in the corporate name of said city, either in the nature of a summons or a warrant, as to the said recorder may seem most advisable, against the person or persons so charged; which process shall, when in the nature of a warrant, be returnable forthwith, and when in the nature of a summons, be returnable in not less than three nor more than ten days from the service thereof; that such process shall state what ordinance the defendant or defendants is or are charged with having violated, and when and in what manner the same has been violated; and that on the return of such process, or at the time to which the said recorder shall have adjourned the same, the said recorder shall proceed to hear testimony and to determine and give judgment in the matter without the filing of any pleadings; and if judgment for the plaintiff be rendered, to issue execution for the penalty and costs against the goods and chattels and person or persons of the defendant or defendants, whether feme covert or otherwise; and if judgment of imprisonment be given, to carry such judgment into effect by warrant of commitment under his hand and seal, directed to the keeper of the common jail of the county of Passaic; and the keeper of the said jail is required to receive into his custody and keep in the same manner as other prisoners of the county of Passaic, all persons committed to his charge by virtue of any execution or warrant of commitment issued by said recorder; and further, that upon the trial of any suit or action for a violation of any of said ordinances no person shall be deemed an incompetent witness or juror by reason of being an inhabitant of said city or owning property therein. When warrant may issue. Proceedings on judgment.

Penalties for breach of ordinances.

4. *And be it enacted*, That in all cases where by the provisions of this act the mayor and aldermen have authority to pass ordinances on any subject, they may prescribe a penalty or penalties for the violation thereof, either by imprisonment not exceeding thirty days, or by fine not exceeding fifty dollars, to be recovered, with costs, before the recorder of said city, in the name of "The Mayor and Aldermen of the City of Paterson," as plaintiffs, for the use of said city; and for the recovery of such penalties femes covert may be proceeded against in the same manner and to the same extent as males or femes sole.

Defendants may be required to work in jail.

5. *And be it enacted*, That where sentence of imprisonment shall be passed upon any person for the violation of any ordinance of said city, or where any person is arrested under execution for a penalty and costs recovered for a violation of any such ordinance, such person or persons may be required to work, not exceeding ten hours per day, at any employment furnished and directed by the mayor and aldermen for the use of said city, in the first case during the term of the sentence, and in the latter until such work, at a fair valuation, shall amount to sufficient to satisfy the execution.

Station house.

6. *And be it enacted*, That the mayor and aldermen shall provide and maintain a suitable station house or temporary prison, which shall and may be used by the public officers of said city for the safe custody and detention of any persons arrested by them, until such persons can be conveniently taken before the proper court for a hearing of their respective cases.

Office of recorder,

7. *And be it enacted*, That in case the office of recorder of said city shall become vacant by death, resignation or otherwise, a successor shall be appointed by the mayor and aldermen to hold said office for the unexpired term of the former incumbent.

President of board of education.

8. *And be it enacted*, That the school commissioners of the city of Paterson shall meet in said city on the Monday next succeeding the charter election, yearly and every year, and shall elect one of their number president of the board of education, who shall be the presiding officer of said board, and who shall continue in office for one year, unless sooner removed by said board; and whenever he may be absent a president pro tempore may be appointed, and the said board shall be authorized, in case of the death, resignation or removal of said president, to elect another to fill the unexpired term.

Secretary, how appointed

9. *And be it enacted*, That the said board of education shal appoint a secretary, who shall be ex officio the superintenden

of public schools, and shall perform such other duties as the board may prescribe, and shall hold his office during the pleasure of the board, but shall have no vote therein; and the said board shall be authorized to pay said secretary a compensation for his services, not exceeding the sum of six hundred dollars per annum; *provided however*, that the said secretary shall, before he enters upon his duties as secretary and superintendent, obtain from the board of examiners appointed to examine and license teachers for the public schools in the city of Paterson, a certificate of his qualifications and fitness to discharge the duties of superintendent; and unless the said secretary obtain such certificate, then and in that case his appointment by the board of education shall be void and of no effect.

Salary.

Proviso.

10. *And be it enacted*, That the warrant or warrants, the issuing of which is authorized and provided by the sixty-first section of the act to which this is a supplement, shall issue on the first day of May next after the taxes of the next preceding year shall become payable, or if the said first day of May shall be the first day of the week, commonly called Sunday, then on the next day thereafter.

Tax warrant.

11. *And be it enacted*, That no sale under any tax warrant issued according to the provision of the sixty-first section of the original act to which this is a supplement, and the second section of this amendment thereto, shall be adjourned for a longer time than sixty days in the whole.

Sales regulated.

12. *And be it enacted*, That it shall be lawful for the mayor and aldermen, upon the application of a majority of the owners of property fronting on any street or section of a street in said city proposed to be macadamized or dressed with broken stone on the surface to the depth of six inches or upwards, to direct the same to be done, and the provisions for ascertaining, assessing and collecting the expenses thereof shall be the same in all things as provided in the act to which this is a supplement, for ascertaining, assessing and collecting in cases of applications for grading, paving or planking, under the seventy-second section of said act.

Paving streets regulated.

13. *And be it enacted*, That the authority given to the mayor and aldermen of said city to take up and vacate any of the streets or highways of the city of Paterson, and to relay the same, be and the same is hereby extended so as to authorize the said mayor and aldermen to take up and vacate any of the said streets and highways without relaying the same, subject, however, to the same provisions and restrictions

Powers of mayor and aldermen to vacate streets.

as are contained in the seventy-fourth section of the act to which this is a supplement.

Engineers, temporary appointments.

14. *And be it enacted*, That in case of the death, resignation, removal from the city, or refusal to serve, of the chief engineer and both the assistant engineers of the fire department of said city, it shall be lawful and shall be the duty of the mayor and aldermen of said city to appoint a chief engineer who shall perform the same duties, and shall be invested with the same power and authority, and receive the same compensation as if elected in the manner provided by the eighty-ninth section of the act to which this is a supplement, the said chief engineer to hold his office until the day of the next election of chief engineer, as fixed by said eighty-ninth section, and until a chief engineer shall be elected according to the provisions thereof, or of any supplement thereto.

Repealer.

15. *And be it enacted*, That the twenty-fifth, twenty-eighth, thirty-fifth and seventy-third sections of the act to which this is a supplement, and also all parts of said act inconsistent with the provisions of this act, be and the same are hereby repealed.

16. *And be it enacted*, That this act shall take effect immediately.

Approved March 25, 1862.

CHAPTER CLX.

A further supplement to the act entitled "An act to authorize the business of banking," approved February twenty-seventh, one thousand eight hundred and fifty.

Virginia and other state stocks not to be deposited.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That so much of the act entitled "An act to authorize the business of banking," approved February twenty-seventh, one thousand eight hundred and fifty, and the supplement thereto, approved March fifth, one thousand eight hundred and fifty-two, and a further supplement thereto, approved March eighteenth, one thousand eight

hundred and fifty-eight, as authorizing the deposit with the state treasurer, as a basis for banking, of the state stocks of Virginia, North Carolina, Tennessee and Louisiana, be and the same is hereby repealed.

2. *And be it enacted*, That nothing in this act contained shall be so construed as to in any way change, impair or invalidate any of the state stocks mentioned in the first section of this act, which have already been deposited with the state treasurer as a basis for banking as aforesaid. Proviso.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 25, 1862.

CHAPTER CLXI.

AN ACT increasing the compensation of the Treasurer of the State of New Jersey.

WHEREAS, the services and responsibilities of the treasurer of the state, and the expenses of his office, have been much increased by reason of the state loan and soldiers' bounty incident to the rebellion, which increase of services and expenses must also continue to exist during the coming year—therefore, Preamble.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the compensation of the treasurer of this state be and the same is hereby increased the sum of one thousand dollars, for the last and present years respectively. Compensation increased.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 25, 1862.

CHAPTER CLXII.

AN ACT to incorporate the Excelsior Manufacturing Company.

Names of corporators.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That John Murphy, John I. Brown, William Gledhill, Richard B. Chiswell, and Joseph N. Taylor, and such other persons as may hereafter be associated with them, shall be and they are hereby declared a body corporate and politic, in fact and in name, by the name of "The Excelsior Manufacturing Company."

Name.

Directors, how elected.

2. *And be it enacted*, That the stock, property, and affairs of said corporation shall be managed and controlled by five directors, a majority of whom shall be residents of this state, who shall, after the first election of directors hereinafter provided for, be annually elected on the first Tuesday of April, at such a time of the day, and at such place in the state of New Jersey, as the by-laws of said corporation shall direct, and public notice shall be given of the time and place of holding such election, not less than thirty days previous thereto, in a newspaper printed in the city of Paterson, and the election of directors shall be made by such of the stockholders as shall attend for that purpose, either by person or by proxy; and all elections shall be by ballot, each share of stock being entitled to one vote, and the persons who shall have the greatest number of votes shall be the directors; and the said directors, as soon as may be after their election, shall proceed

President,

to elect one of their number, by ballot, to be president, who shall be a resident of this state; and if any vacancy shall at any time happen among the directors elected by the stockholders, by death, resignation or otherwise, such vacancy or vacancies shall be filled for the remainder of the year by such person or persons as the remainder of the directors for the time being, or the majority of them, shall appoint.

Corporation not dissolved on failure to elect.

3. *And be it enacted*, That in case an election of directors should not take place on the day when, pursuant to this act, it ought to be made, the said corporation shall not for that cause be deemed to be dissolved, but it shall and may be lawful to hold such election on such other day, in the manner

aforesaid, as shall be prescribed by the by-laws and ordinances of said corporation.

4. *And be it enacted*, That the capital stock of said corporation shall be the sum of fifty thousand dollars, until the same shall be increased by a vote of the directors to the sum of one hundred thousand dollars, which the said directors are hereby authorized to do, and that the shares of said stock shall be one hundred dollars; but so soon as twenty thousand dollars shall be subscribed, and the sum of twelve thousand dollars paid in, it shall be lawful for the said corporation to commence business; and it shall be lawful for the president and directors of said corporation to call for and demand of the stockholders, respectively, all such sums of money as are by them subscribed, at such time and in such proportion as they shall deem fit, not exceeding ten per cent. every thirty days, under the penalty of forfeiture of their shares of stock, and all previous payments thereon, to the said corporation; *provided always*, that notice of the calling in of such installments shall be made in at least one newspaper published in the county of Passaic, for at least thirty days before the time for payment of the same. Capital stock. Proviso.

5. *And be it enacted*, That at the time of subscribing for said stock five dollars shall be paid upon each share subscribed, to the said commissioners; and when the sum of twenty thousand dollars of said capital stock shall be subscribed, it shall be the duty of the said commissioners, or a majority of them, to call a meeting of the stockholders, giving at least two weeks' notice thereof in a newspaper printed in the county of Passaic, for the purpose of choosing five directors by such of the stockholders as shall attend for that purpose, either in person or by lawful proxy, each share of the capital stock entitling the holder thereof to one vote; and the said commissioners, or a majority of them, shall be the inspectors of said election, and shall certify, under their hands, the name of the persons, being stockholders, duly elected, and shall deliver over to them the books of subscription, and all moneys paid in, after deducting a reasonable compensation for their services; and the time and place of electing the first directors, as provided for in this section, shall be fixed by said commissioners, or a majority of them. Installments to be paid.

6. *And be it enacted*, That a majority of the directors shall be a quorum for the transaction of business of said corporation, and said directors shall have power to make by-laws for the government of said corporation. Quorum. By-laws.

Object.

7. *And be it enacted*, That the said corporation are hereby authorized and empowered to manufacture silk, woollen, cotton fabrics and paper, and to bleach, dye, color and print the same, and to carry on the business incident thereto, in the county of Passaic, and to hold such real estate as shall be necessary and proper for that purpose.

Stock to be personal estate.

8. *And be it enacted*, That the stock of said corporation shall be deemed personal estate, and transferable on the books of said corporation as the by-laws may direct.

Duration.

9. *And be it enacted*, That this act shall continue in force for thirty years, and that the legislature may at any time alter, amend or repeal the same.

Approved March 25, 1862.

CHAPTER CLXIII.

A supplement to an act entitled "An act to establish and regulate pilots for the ports of Jersey City, Newark and Perth Amboy, by way of Sandy Hook."

Master may be pilot of his own vessel.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That every citizen of New Jersey who shall have sole command and charge, and be the enrolled or registered master of any vessel that shall require a pilot by the act to which this is a supplement, shall be and he is hereby constituted a pilot in law and in fact, to pilot such vessel to or from the aforesaid ports of Jersey City, Newark and Perth Amboy, by way of Sandy Hook, any law, usage or custom to the contrary notwithstanding.

Pilots, where not required.

2. *And be it enacted*, That no master of any vessel shall be required to employ a pilot to or from New York or Jersey City to Newark, Elizabethport, Perth Amboy or New Brunswick, by the way of Kill Von Kull, Raritan bay or Staten Island sound; but in case the services of a pilot shall be required he shall be entitled to the rates established.

3. *And be it enacted*, That so much of the said act to which this is a supplement as comes within the provisions hereof and contradictory thereto, be and the same is hereby repealed. Repealer.

4. *And be it enacted*, That this act shall take effect immediately.

Approved March 26, 1862.

CHAPTER CLXIV.

A supplement to the act entitled "An act concerning inns and taverns," approved April seventeenth, one thousand eight hundred and fifty-six.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the township committee of the township of Union, in the county of Camden, shall have exclusive power to grant licenses to persons to keep inns and taverns and victualing houses, with the privilege of retailing spirituous liquors within said township. Township committee to license.

2. *And be it enacted*, That every application for license, as aforesaid, shall be made to said township committee, by the petition of the person or persons applying for the same, stating the place or premises where the said inn and tavern, or victualing house is proposed to be kept, and a certificate thereunto annexed, signed by at least twelve respectable citizens and freeholders in said township, setting forth that such inn and tavern or victualing house is necessary to accommodate the public and entertain strangers and travelers, and such person or persons is or are of good repute for honesty and temperance, well capable of carrying on the trade or business for which the license is requested, and well provided with room and other suitable conveniences for the comforts and accommodation of the public, of strangers and travelers. How license obtained.

3. *And be it enacted*, That the said township committee shall have power, on every application to keep an inn and tavern or victualing house as aforesaid, to grant or withhold the same, and to revoke, for cause shown, any license whatever granted Powers of committee, fees, &c.,

by said township committee; the said committee shall charge for every license granted not less than twenty nor more than one hundred dollars, and may attach such terms and conditions to the license as they may deem proper, and no license shall be granted for a longer term than one year; every license shall be signed by a majority of the said township committee and by the township clerk of the said township, and no license shall be delivered until the fee thereof shall be paid to said township clerk; and all moneys received for licenses shall be paid to the said township committee, for the use of the township, by the clerk of said township.

Restrictions.

4. *And be it enacted*, That every license granted as aforesaid, and the person or persons to whom the same shall be granted, shall be subject to the provisions of the act to which this is a supplement, and the supplement or supplements thereto, except so far as the same may be inconsistent with the provisions of this act.

5. *And be it enacted*, That this act shall take effect immediately.

Approved March 26, 1862.

CHAPTER CLXV.

Supplement to an act entitled "An act for the preservation of clams and oysters," approved April fourteenth, one thousand eight hundred and forty-six.

Taking oysters regulated.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall not be lawful for any person or persons to take any oysters out of the waters of Ocean and Burlington counties unless said oysters shall be of such size that a bushel will contain no more than three hundred and fifty.

Penalty for illegal taking.

2. *And be it enacted*, That any person or persons who shall take such oysters, requiring more than three hundred and fifty to make a bushel, such person or persons shall, for every such offence, forfeit and pay twenty-five dollars, to be recovered,

with costs, by action of debt by any person who shall prosecute for the same, in any court of record in this state having cognizance of the same, two-fifths to the overseer of the poor for the use of the poor in the township in which the offence has been committed, and the other three-fifths to the person who shall sue for the same.

Approved March 26, 1862.

CHAPTER CLXVI.

AN ACT to authorize the trustees of Union School District, Wayne township, Passaic county, to raise by taxation the amount expended for building a school house for said district.

WHEREAS, the trustees of Union School District, Wayne township, Passaic county, have expended, in building a school house for said district, about seven hundred dollars, and there is a doubt whether, according to the existing laws, they have power to raise the amount of the cost thereof in the district by assessment,—therefore, Preamble.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the said trustees, or any two of them, are hereby authorized to assess the cost of the said school house on the persons and property of said district, by making a certificate of the amount thereof, with interest on the same, to the date of such certificate, and delivering the same to the assessor of said township of Wayne, who shall proceed to assess, and the collector of said township to collect the same, in the same manner as other township moneys are or may be assessed, levied and collected; and said collector shall pay over the amount of said moneys, when collected, to the said trustees, for the purpose of paying the cost of said school house to the parties holding the claims therefor. Trustees to assess and collect money.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 27, 1862.

CHAPTER CLXVII.

A further supplement to an act entitled "An act to reorganize the courts of law," approved February ninth, one thousand eight hundred and fifty-five.

Terms of court in Cape May.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That from and after the fifth day of July next, the regular terms of the courts in and for the county of Cape May shall commence on the fourth Tuesday in August, the third Tuesday in December, and the first Tuesday in April, in each and every year.

Repealer.

2. *And be it enacted*, That so much of the sixth section of the act to which this is a supplement as is inconsistent with this act, be and the same is hereby repealed.

Approved March 27, 1862.

CHAPTER CLXVIII.

AN ACT making an appropriation for repairs to the State Lunatic Asylum.

Appropriation for lunatic asylum.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the sum of twenty-five hundred dollars be and is hereby appropriated for the purpose of improving and repairing the state lunatic asylum, and the further sum of eight hundred dollars to pay the balance due for finishing the extension heretofore authorized; and that the state treasurer do pay the said moneys to the managers of the lunatic asylum upon the warrant of the governor for the purposes aforesaid.

Approved March 27, 1862.

CHAPTER CLXIX.

AN ACT to authorize the mayor and city council of Cape Island to purchase and hold gas works, and to issue bonds therefor.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the mayor and city council of the city of Cape Island to raise by loan any sum not exceeding twenty thousand dollars, for the purpose of purchasing or erecting gas works for the use of said city and the inhabitants thereof, and to issue city bonds therefor, redeemable in ten years; *provided*, that the legal voters of said city shall, by a majority of votes, so determine, at a special town meeting held for such purpose, as hereinafter provided. May raise $20,000. Proviso.

2. *And be it enacted*, That it shall be lawful for the said mayor and council, whenever they may have determined upon raising money for the purpose authorized by this act, to provide for such special election in said city for the purpose aforesaid, giving the same notice as is now required for their annual city election, which said election shall be held at the place of holding the election immediately preceding, and be conducted in the same manner and the polls opened and closed at the same hours, and the result certified to the council, as in the city election; and the officers for the time being shall hold such special election. Mode of proceeding.

3. *And be it enacted*, That in case such gas works shall be purchased or erected as authorized by this act, it shall be lawful for the city of Cape Island in its corporate capacity to hold the title to the same, and the city council may make all such regulations as may be necessary for the management of said works, for the manufacture and distribution of gas for public and private use, and for the collection and disbursement and appropriation of the profits and income arising from the same. Regulations.

4. *And be it enacted*, That this act shall take effect immediately.

Approved March 27, 1862.

CHAPTER CLXX.

AN ACT to incorporate the Evangelical Lutheran Synod of New Jersey.

Names of corporators.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Jacob C. Duy, Philip A. Strobel, E. Deyoe, J. N. Unruh, J. H. Barclay, Alfred Hiller, J. Ilgin Burrell, F. H. Lane, H. Blauvelt, John A. Fritts, Jacob A. Wise, John Dunbar, Joshua Mickle and John Fulmer, now constituting the Evangelical Lutheran Synod of New Jersey, and such others, their associates, ministers and lay members of the Evangelical Lutheran Church, be and the same are hereby constituted and made a body corporate in

Name.

law, by the name of the Evangelical Lutheran Synod of New Jersey, and shall have succession, and be capable of suing

Powers.

and being sued, impleading and being impleaded, in all courts of law and equity; may have a common seal, and alter the same at pleasure, and be capable of receiving by gift or otherwise, buying, holding, selling and conveying any real estate and personal, for the use and benefit of said corporation, not exceeding in value twenty thousand dollars, and to hold all such property, whether acquired by purchase, gift or demise, in trust for the different churches or congregations who may be in connection with said corporation; *provided*, such trust for each and every separate church or congregation does not exceed the sum of five thousand dollars.

By-Laws.

2. *And be it enacted*, That the said corporation may, from time to time, pass such lawful rules, by-laws and ordinances, as they may deem proper for regulating the business of said corporation, and exercising discipline over their congregations, in accordance with the "formula of government" laid down by the General Synod of the Evangelical Lutheran Church in the United States.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 27, 1862.

CHAPTER CLXXI.

AN ACT to authorize "The Thomas Iron Company" to construct a railroad from their iron mines, and other mines in the vicinity thereof, in the county of Morris, to the Morris canal and the Morris and Essex railroad.

May construct railroad.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the Thomas Iron Company, a body incorporated under a law of the state of Pennsylvania, to construct a railroad, with one or more tracks, from their iron mines in the county of Morris, and other mines in that locality, to a point on the Morris canal, in the vicinity of inclined plane number five, east of said canal, and to the Morris and Essex railroad, to be used for such purposes as the nature of their business may require, the consent of said canal and railroad companies to connect therewith being first had and obtained.

Powers.

2. *And be it enacted*, That the said Thomas Iron Company are hereby invested with all the power necessary for constructing, maintaining and using said road for the purposes aforesaid.

Right of way how acquired

3. *And be it enacted*, That it shall be lawful for the said company, by its president and directors, superintendent, engineers, or any other person or persons in their employ, to enter from time to time upon all necessary lands and premises, for the purpose of exploring, surveying, and locating the said road, doing thereunto no unnecessary damage; and when the road shall be located, to acquire the right of way for such road, by purchase or agreement, from or with the owner or owners of the lands over which the same may be laid out; and any deed or agreement made between said company and the landholder or landholders, shall be valid and effectual in law; *provided*, the same be in writing, and signed by the parties to be affected thereby, or his agent, thereto lawfully authorized; and said company shall and may hold said railroads and their appurtenances, when constructed, as a part of the property of said company.

Proviso.

Regulations.

4. *And be it enacted*, That it shall be the duty of the said Thomas Iron Company to construct and keep in repair good

and sufficient wagon ways or passages over or under the said railroad, where any public or other road may cross the same, and likewise, where required, suitable passage ways over or under said road for the accommodation of the farms through which the same shall pass, so that the passage of carriages, horses and cattle across said road shall not be prevented or obstructed thereby.

5. *And be it enacted*, That this act shall take effect immediately.

Approved March 27, 1862.

CHAPTER CLXXII.

A further supplement to the act entitled "An act to regulate elections," approved April sixteenth, one thousand eight hundred and forty-six.

Addition to fifth assembly district in the county of Hudson.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the townships of West Hoboken and Union, in the county of Hudson, be added to the fifth assembly district in the said county of Hudson.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 28, 1862.

CHAPTER CLXXIII.

A further supplement to an act entitled "An act to incorporate the New Brunswick Water Company," approved March first, one thousand eight hundred and fifty-nine.

Time extended.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the time for the commenceme

and completion of the works of the water company authorized by the act to which this is a supplement be extended for five years from the time fixed by said act.

Approved March 28, 1862.

CHAPTER CLXXIV.

AN ACT for the relief of John Suter and Patience Venell, widow of James Venell, of the county of Camden.

Pension to John Suter and Patience Venell.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the treasurer of this state be and he is hereby authorized and required to pay to John Suter, of the county of Camden, and to the said Patience Venell, widow of the said James Venell, who were soldiers in the war of one thousand eight hundred and twelve, or to the order of each of them, the sum of fifty-two dollars per annum to each, during the term of the natural life of each of them, in equal semi-annual payments of twenty-six dollars each, the first payment to be made on the approval of this act; and the receipt of the said John Suter, or his order, and of the said Patience Venell, or her order, shall be a sufficient voucher to the treasurer for such sum or sums of money as he may pay by virtue of this act, in the settlement of his accounts.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 28, 1862.

CHAPTER CLXXV.

AN ACT in relation to the military tax in the county of Essex.

Military tax reduced.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That so much of the act entitled "An act respecting the Independent Essex Brigade, and to

better regulate and discipline the same," approved March twentieth, one thousand eight hundred and fifty-seven, and of an act entitled "An act respecting the Orange and Passaic Brigade, and to better regulate and discipline the same," approved March eighteenth, one thousand eight hundred and fifty-nine, as authorizes and directs the amount of fifty cents to be assessed upon certain white male inhabitants of said county, capable of performing military duty, between the ages of twenty-one and forty-five, be repealed; and instead thereof there shall be assessed annually the sum of twenty-five cents upon such persons as are liable to such assessment by the provisions of the said act.

How money divided.

2. *And be it enacted*, That the said assessment, when collected, shall be paid over, one-half to the brigade paymasters, as indicated in said acts and the supplements thereto, to be expended and divided as heretofore; and the remaining half shall be paid over to the overseer of the poor of the city or township where the said assessment is collected, to be used for the relief of the families of soldiers now in the service of this state or of the United States, and to be accounted for by the said overseers as in other cases.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 28, 1862.

CHAPTER CLXXVI.

A further supplement to the act entitled "An act against usury," approved April tenth, one thousand eight hundred and forty-six.

Seven per cent. in Middlesex county.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That upon contracts hereafter made, in the county of Middlesex, in this state, for the loan of or the forbearance, or giving day of payment for any money, wares, merchandize, goods or chattels, it shall be lawful for any person to take the value of seven dollars for the forbear-

ance of one hundred dollars for a year, and after that rate for a greater or less sum, or for a longer or shorter time, anything contained in the act to which this is a supplement to the contrary notwithstanding; *provided*, the contracting parties to such contract, or either of them, shall be at the time of making the contract resident or located in said county, or other county, in which such rate may lawfully be reserved, or out of this state. Proviso.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 28, 1862.

CHAPTER CLXXVII.

AN ACT for protection against mad dogs.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the mayor of any incorporated town of the state, by the advice and consent of the common council of the town, and the township clerk of any township in the state, by the advice of the township committee, be and are hereby authorized, whenever in his and their opinion the public safety may require, to issue his proclamation authorizing the destruction of all dogs, male and female, found running at large within the limits of the town, except such as shall be properly muzzled with a wire muzzle about the nose, securely fastened, after one day's public notice by written or printed handbills; *provided*, that nothing in said proclamation shall apply to a dog or dogs of a non-resident passing through the town, accompanied by the owner or owners of such dog or dogs. Power of Mayor. Proviso.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 28, 1862.

CHAPTER CLXXVIII.

A supplement to the act entitled "An act authorizing a loan for the purposes of war, to repel invasion and suppress insurrection, and appropriating the same, and providing for the payment thereof," approved May tenth, one thousand eight hundred and sixty-one.

Interest of loan to be paid

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall be lawful for the treasurer of this state, and he is hereby directed, to pay the interest which shall have accrued on the loan authorized by the act to which this is a supplement, on the first day of July, one thousand eight hundred and sixty-two, out of the surplus remaining in the treasury of this state, of the tax of one hundred thousand dollars, provided for by the said act to which this is a supplement; and so much of the said surplus as may be necessary for the payment of the said interest is hereby appropriated for that purpose.

2. *And be it enacted*, That this act shall take effect immediately

Approved March 28, 1862.

CHAPTER CLXXIX.

AN ACT to extend the provisions of an act entitled "An act to prevent horses, cattle, sheep and swine from running at large in the townships of Hackensack and Harrington, in the county of Bergen," to the township of South Brunswick, in the county of Middlesex, and the township of Franklin, in the county of Somerset.

Former act extended.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the act entitled "An act to prevent horses, cattle, sheep and swine from running at large

in the townships of Hackensack and Harrington, in the county of Bergen," approved February twelfth, one thousand eight hundred and fifty-two, and all the benefits and provisions of said act, be and the same are hereby extended to the township of South Brunswick, in the county of Middlesex, and the township of Franklin, in the county of Somerset; *provided*, that no fees shall be paid to any person for driving or conveying any horses, cattle, sheep or swine to the public pound in either of said townships, by virtue of this act, unless he or she shall be at the time a freeholder or householder of the said township, or is authorized, in writing, by such freeholder or householder. Proviso.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 28, 1862.

CHAPTER CLXXX.

A further supplement to the act entitled "An act to regulate elections," approved April sixteenth, one thousand eight hundred and forty-six.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That for the purpose of electing members of the House of Representatives of the United States, this state shall be divided into five districts, as follow: Five districts.

The counties of Cape May, Cumberland, Salem, Gloucester, Atlantic and Camden, shall compose and be called "the first district;" 1st District.

The counties of Burlington, Monmouth, Ocean and Mercer, shall compose and be called "the second district;" 2nd District.

The counties of Hunterdon, Warren, Somerset, Union and Middlesex, shall compose and be called "the third district;" 3d District.

The counties of Sussex, Morris, Passaic, Bergen, and all the county of Essex, except the city of Newark, shall compose and be called "the fourth district;" 4th District.

5th District. The county of Hudson and the city of Newark shall compose and be called "the fifth district," each of which districts shall elect one person to represent this state in the House of Representatives of the United States; which election shall be held on the Tuesday after the first Monday in November next, and in each second year thereafter.

Repealer. 2. *And be it enacted*, That the supplement to the act to which this is a supplement, approved February nineteenth, one thousand eight hundred and fifty-two, be and the same is hereby repealed.

Approved March 28, 1862.

CHAPTER CLXXXI.

A supplement to the act entitled "An act to better regulate and discipline the Morris Brigade," approved March fourteenth, one thousand eight hundred and sixty-one.

How much militia tax to be assessed. 1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the assessors of the different townships in Morris county shall annually assess against every white male inhabitant of said county, capable of performing militia duty, between the ages of twenty-one and forty-five years, and not a member of any uniformed company in said county, the sum of twenty-five cents.

Repealer. 2. *And be it enacted*, That so much of the first section of the act to which this is a supplement as is inconsistent with the provisions of this supplement, be and the same is hereby repealed.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 28, 1862.

CHAPTER CLXXXII.

AN ACT to incorporate the Morristown Bank, in the county of Morris.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That George T. Cobb, Ira C. Whitehead, William C. Baker, William G. Lathrop, Henry Hillard, Calvin Howell, Jacob Vanatta, Philip Welsh, William W. Marsh and Theodore Little, and their associates, be and they are hereby created a body politic and corporate, by the name of "The Morristown Bank," and by that name they shall have and exercise banking powers and the incidental corporate powers enumerated in the first section of the act concerning corporations; *provided*, that the said corporation shall not trade or deal in anything except money, bills of exchange, promissory notes and gold or silver bullion, and shall in no case hold any real estate, goods, wares, merchandise or chattels except such as may be necessary for the convenient transaction of its business, or shall be mortgaged or pledged to it as security for debts, loans or contracts, or shall be purchased upon judgment or execution for the purpose of securing or obtaining payment of any debt or debts due to said corporation.

Corporators.

Corporate name.

Proviso.

2. *And be it enacted*, That the capital stock of said corporation shall be one hundred thousand dollars, with liberty to increase it to two hundred thousand dollars, and shall be divided in shares of fifty dollars each; that George T. Cobb, Ira C. Whitehead, William C. Baker, William G. Lathrop, Henry Hillard, Calvin Howell, Jacob Vanatta, Philip Welsh, William W. Marsh and Theodore Little, or a majority of them, shall be and they are hereby appointed commissioners to open at Morristown books of subscriptions for, and to receive subscriptions to, said capital stock, giving at least ten days' notice in both the newspapers printed in the county of Morris, of the time and place of receiving said subscriptions; that the said books, after having been opened, shall be kept open for three successive days, unless the amount of said capital stock shall be sooner subscribed for; that at the time of subscribing for said stock the respective subscribers shall pay to said

Capital stock $100,000, with liberty to increase.

commissioners five dollars upon each share subscribed for; and that the said corporation shall have liberty to commence business as soon, and not before, fifty thousand dollars shall be actually paid in cash.

Board of directors, duties and powers.

3. *And be it enacted*, That the affairs of said corporation shall be managed by a board of eleven directors, a majority of whom shall be a quorum for the transaction of business, except in cases of discount, which may be regulated by the by-laws; that said directors shall be stockholders and residents of this state, and shall, before entering upon the duties of the said office, severally take and subscribe an oath or affirmation faithfully to execute the trust reposed in them as directors; that the directors shall hold their office for one year and until their successors shall be chosen; that the annual election of directors shall be held on the first Monday in May in every year, at the banking house of said corporation, at such time as the board of directors shall appoint, of which election at least fourteen days' notice shall be given by the directors, by an advertisement in one or more of the newspapers printed in the county of Morris; that the said election shall be by ballot, those having the greatest number of votes to be deemed elected, and shall be elected by such of the stockholders as may attend in person or by proxy, each stockholder being entitled to one vote for each share of stock standing in his name on the books of the corporation for thirty days at least next preceding such election; that for the well ordering of said election, the board of directors shall previously thereto appoint three stockholders, not being directors, to be judges thereof, who shall conduct said election and determine the legality of votes, the eligibility of persons voted for, and who shall be elected; and in all cases of an equality of votes between two or more persons voted for, thereby preventing an election of a full board, the said judges, or a majority of them, shall thereupon select from those not elected, having the highest number of votes, as many as may be required to make up the full number of eleven directors; and the directors so elected shall, at the first meeting thereafter, when a quorum shall be present, elect one of their number to be president, as well of their board as of said corporation; and whenever a vacancy shall occur in said board of directors, by death, resignation, or otherwise, such vacancy may be filled for the remainder of the year by the board of directors; and if at any time it shall happen that an election of directors shall not take place at the time above required, the said corporation shall not for

President and officers.

that reason be deemed to be dissolved, but an election for directors shall in such case be held as soon as conveniently may be thereafter, upon like notice as above directed, and at the place and in the mode above specified.

When meeting of stockholders to be called

4. *And be it enacted*, That as soon as conveniently may be after the sum of fifty thousand dollars of said capital stock is subscribed and actually paid in in cash, the said commissioners, or a majority of them, shall call a meeting of the subscribers to said capital stock, in Morristown, to elect the first board of directors, by giving at least ten days' notice of the time and place of said meeting, by advertisement in both the newspapers printed in the county of Morris; and at such meeting the said commissioners, or a majority of them, shall be the judges of said first election, and shall have the same powers as the judges of the annual election of directors; and they shall conduct said first election as near as may be in the manner hereinbefore prescribed for said annual elections, such of the subscribers as may attend said meeting, in person or by proxy, being entitled to one vote for each share of stock respectively subscribed for by them; and said first board of directors shall, as soon as conveniently may be after said election, organize by electing a president in the manner hereinbefore prescribed for the election of a president, and shall also elect a cashier; and after the said board shall be thus organized, it shall be the duty of said commissioners to pay over to the said board all the moneys received by them for subscriptions to said capital stock, deducting and retaining therefrom only the necessary expenses incurred by them, and the receipt of the said president and cashier in behalf of said board of directors, for said moneys, shall be full and absolute acquittance and discharge therefor; and said board of directors shall hold their offices until the first Monday of May, in the year one thousand eight hundred and sixty-three, and until their successors are chosen.

Mode of voting.

Stock to be personal property.

5. *And be it enacted*, That the capital stock shall be deemed personal property, and shall be subjected to such taxes as all other banking institutions of this state are liable to, and the real estate of said corporation may be taxed as other lands in this state are or may be taxed; and that the board of directors for the time being shall have full power to call in the residue of the subscription to the said capital stock by such installments, and at such times as the board may think proper, under the penalty of the holders of said stock forfeiting to the said corporation all previous payments thereon, which forfeit-

ure may be made and declared by order or resolution of said board; *provided*, that at least twenty days' previous notice of the time and place for the payment of said installments shall be given by advertising in one or more of the newspapers printed in the county of Morris, and that no installment of more than ten dollars on each share shall be called in at one time, nor shall said installments be required to be paid within less than twenty days of each other.

Proviso.

Cashier to take oath and give bond.

6. *And be it enacted*, That there shall be a cashier of said bank appointed or re-appointed annually, liable, however, to be removed and another appointed in his place at the pleasure of the said board of directors; and on such appointment or re-appointment, the said cashier shall, before entering on the duties of his office, take an oath or affirmation faithfully to perform the duties of his office, and shall give bond with good and sufficient security, to be approved by the board of directors, in the penal sum of at least twenty-five thousand dollars, conditioned for the faithful performance of his duties as cashier of said bank.

Denomination of bills.

7. *And be it enacted*, That the said corporation shall not issue bills or notes of a less denomination than one dollar; and the bills or notes which may be issued by said corporation, signed by the president and countersigned by the cashier, promising the payment of money to any person or persons, his, her or their order, or to bearer, although not under the seal of said corporation, shall be binding and obligatory on said corporation, and of like force and effect, and shall be assignable and negotiable in like manner as if made by a natural person, and all bills obligatory and of credit, under the seal of said corporation, which shall be made for the payment of money to any person or persons, and his, her or their assignee or assignees, and all bills or notes, bills obligatory or of credit, made or issued by said corporation, shall be deemed and taken to be payable and demandable at the banking house of said corporation.

Dividends.

8. *And be it enacted*, That it shall be the duty of the board of directors of the said corporation to make semi-annual dividends of so much of the profits of the business of said corporation as the board shall deem advisable, but no dividend shall be made of any part of the capital stock.

Discount at legal rate.

9. *And be it enacted*, That the rate of discount at which loans may be made by said corporation shall not exceed the legal rate of interest in this state for the time being; *provided*, that nothing herein contained shall be construed to prohibit

the said corporation from dealing in bills of exchange and the purchase and sale thereof.

Transfers.

10. *And be it enacted*, That no transfer of the stock of said corporation shall be made by any stockholder from whom any debt is due to the said bank, or who is the drawer or endorser of any bill of exchange or note discounted and held by said bank, when said bill of exchange or note is due, without the consent of said board of directors, but such stock shall be and remain liable for the payment of such notes or bills of exchange.

Corporation to redeem their notes.

11. *And be it enacted*, That if at any time the said corporation shall neglect or refuse, on demand being made at their banking house during the regular hours of business, to redeem in lawful money any of the bills or notes issued by it, and which may then be due and payable, the said corporation shall thereupon, under the pain of forfeiting its charter, wholly discontinue and cease from banking operations until such notes or bills are fully paid.

Assets first liable for its bills.

12. *And be it enacted*, That if the said corporation shall at any time hereafter become insolvent, the whole assets of said corporation at the time of its becoming insolvent shall be first liable for its bills and notes then in circulation, and shall be first applied to the payment thereof; and in case of a distribution of the assets among the creditors of said corporation, under the order or decree of the court of chancery, the holders of such bills or notes shall be equal in priority, and shall have a preference over all other creditors except bona fide judgment or mortgage creditors.

Directors liable upon insolvency of bank.

13. *And be it enacted*, That in case of the insolvency of said corporation, the directors thereof shall be jointly and severally liable for the payment of all the bills or notes of said corporation which may be in circulation at the time of its becoming insolvent, and may be jointly or severally prosecuted at law or in equity, by any receiver or receivers that shall or may be appointed, for the payment of such bills or notes, as if the same were their joint or several bills or notes, and executed by them in their individual capacity; and it shall not be lawful for any director of said corporation to resign his office to avoid such liability; and in case any director shall so attempt to resign his office, he shall be and continue liable the same as if such resignation had not been attempted; and such liability of the directors shall continue after they cease to be directors, either by resignation or otherwise, if the said corporation was insolvent when they ceased to be directors; and

it shall not be lawful for any director to assign or transfer his stock to avoid his said liability; and in case of the payment of any such bills or notes by any of said directors, the other directors who may be liable shall account in the same way as other joint debtors are accountable to each other; *provided*, no such suit shall be prosecuted against the said directors by such receiver or receivers except for such deficiency as may remain after the assets of said corporation have been duly appropriated to the payment of said bills or notes, except in case of fraud committed by said directors.

Proviso.

Assets to be ratably distributed.

14. *And be it enacted*, That if the assets of said corporation and the property of said directors shall prove insufficient to redeem the whole of the said bills or notes, then the amount that shall or may be realized from said assets and property shall be distributed ratably among the holders of the said bills and notes; and the stockholders of said corporation at the time of its becoming insolvent, other than said directors, shall be jointly and severally liable to any receiver or receivers that shall or may be appointed as aforesaid, to an amount sufficient to redeem the said bills or notes after the assets of said corporation and the property of said directors shall have been distributed as aforesaid; *provided*, that no stockholder other than the said directors shall be made liable to an amount exceeding the par value of the stock held by him at the time said corporation becomes insolvent; and if that amount shall not be required for the full redemption of said bills and notes then the said stockholders shall be liable in the ratio of the said stock so held by them; and it shall not be lawful for any such stockholder to assign or otherwise transfer his stock or other property to avoid such liability.

When stockholders liable.

Mode of proceeding.

15. *And be it enacted*, That in case of an action or suit at law against any director or directors of said corporation by any receiver or receivers thereof, the said receiver or receivers may declare generally for money had and received; *provided*, that a schedule shall be annexed to the said declaration, setting forth that the said action or suit is under and by virtue of the provisions of this act, specifying the aggregate amount claimed, the names of the president and cashier subscribed to the bills or notes declared on, and the numbers and denominations thereof.

Proviso.

Bills not to exceed double the amount of capital.

16. *And be it enacted*, That the bills or notes issued by said corporation shall not at any time exceed double the amount of its capital stock actually paid in; and if the president or cashier shall knowingly or wilfully issue, or cause or suffer to

be issued, bills or notes of said corporation exceeding double the amount of its capital stock actually paid in, such president or cashier shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by imprisonment not less than one year nor more than five years, in the discretion of the court.

Quarterly statements to be published.

17. *And be it enacted*, That it shall be the duty of said corporation, on the first Monday in the months of January, April, July and October in every year, to make and publish the statements required to be made by the other banks of this state by the act entitled "A supplement to an act entitled 'an act to punish frauds committed on the incorporated banks of this state, and for the better regulation of said banks,'" approved April sixteenth, eighteen hundred and forty-six.

18. *And be it enacted*, That a majority in interest of the stockholders shall be residents of this state.

Duration of charter.

19. *And be it enacted*, That this act shall continue in force for twenty years, but it shall be lawful for the legislature at any time hereafter to alter, modify or repeal the same whenever in their opinion the public good shall require it, and that this act shall go into effect immediately.

Approved March 28, 1862.

CHAPTER CLXXXIII.

A further supplement to the act entitled "An act constituting courts for the trial of small causes," approved April sixteenth, one thousand eight hundred and forty-six.

On appeal, how new evidence admitted.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That if either party to an appeal from the court for the trial of small causes shall desire to produce upon the trial thereof, in the court of common pleas, any witness or witnesses not produced or sworn in the court below, or any documentary evidence not offered or admitted in the court below, the said party shall be at liberty to do so, and

the same shall be admitted by the court, if otherwise legal and competent; *provided*, that the court of common pleas shall be satisfied that the said evidence was not withheld on the trial below for any unfair or fraudulent purpose; *and provided*, that the party first offering such new evidence shall have given the opposite party or his attorney twenty days' notice thereof in writing, setting forth the substance of such evidence, and the names of the witnesses intended to be produced at the trial of the appeal.

Proviso.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 28, 1862.

CHAPTER CLXXXIV.

A supplement to the act entitled "An act concerning roads," approved April sixteenth, in the year of our Lord one thousand eight hundred and forty-six.

Regulation when crossing highway.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That any railroad company which shall construct any railroad by virtue of powers granted in their charter by this state, may, in crossing any public highway, for the purpose of making said highway pass over or under said railroad at an easy and suitable grade, alter the location of said highway at their own expense, so far as shall be necessary to make said highway pass over or under said railroad at such grade, and such alteration shall be valid and of the same effect as if made by surveyors of the highways according to law, and all alterations heretofore made in any public highway in this state by any such railroad company for the purpose and in the manner aforesaid, are hereby confirmed and made valid as if the same had been made by surveyors of the highway according to law.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 28, 1862.

CHAPTER CLXXXV.

AN ACT appropriating money for repairing the State Arsenal.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the sum of eleven hundred dollars be and the same is hereby appropriated for the purpose of putting on a new roof, relaying floors, and making other necessary repairs to the State Arsenal. Appropriation

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 28, 1862.

CHAPTER CLXXXVI.

AN ACT to authorize the collectors of taxes in the county of Passaic to dispose of and pay over certain moneys now held by them.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That it shall and may be lawful for the collectors of taxes in the several townships in the county of Passaic to pay to their respective township committees, to be by them disposed of as a majority may direct, all moneys they may have collected as a military tax under the authority of an act approved May tenth, one thousand eight hundred and sixty-one, and entitled "A supplement to an act respecting the Orange and Passaic brigades, and to better regulate and discipline the same. Military tax, how disposed of.

2. *And be it enacted*, That it shall be lawful for the collectors of taxes in the several wards in the city of Paterson to pay to the treasurer of said city any money they may have collected under the authority of the aforesaid act, and which Military tax in Paterson.

money, when so paid, shall be used by the mayor and aldermen of said city for the purpose of reimbursing the said city for moneys already paid by them to military companies, and for such other purposes as a majority of them may determine.

3. *And be it enacted*, That this act shall take effect immediately.

Approved March 28, 1862.

CHAPTER CLXXXVII.

AN ACT to recognize and authorize the organization of, and to incorporate the Central American Transit Company.

Preamble.

WHEREAS, Francis Morris, Henry G. Stebbins, John E. Body, Bennington F. Randolph, Charles Alfred Grymes, and John R. Garland, have, with their associates, organized as a corporation under and by virtue of a grant of the republic of Nicaragua, of the twentieth day of March, one thousand eight hundred and sixty-one, and the exchange of ratifications thereof, made the nineteenth day of June, in the year last aforesaid, which creates them a corporation by the name of the Central American Transit Company, with a capital of three millions of dollars, with the privilege of increasing the same to five millions of dollars, and as said grant expressly authorizes and empowers the said corporation to organize under a law of the state of New Jersey, in the United States of America, and as they wish to avail themselves of such authority and power,

Names of corporators.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Francis Morris, Henry G. Stebbins, John E. Body, Bennington F. Randolph, Charles Alfred Grymes, and John R. Garland, and their present associates, who, as the corporators of the Central American Transit Company, a corporation created by a grant from the republic of Nicaragua, of the twentieth day of March, one thousand eight hundred and sixty-one, and the exchange of ratifications thereof, have organized as said corporation under said

grant, and all such persons or stockholders as shall be hereafter associated with them, their successors and assigns, shall be and they are hereby constituted and declared to be a corporation and body corporate and politic, in fact and in law, by the name of "The Central American Transit Company," with the powers and privileges necessary for carrying on the business of transportation of passengers, freights and mails, on any route or routes across the republic of Nicaragua, from ocean to ocean, by any mode of transit they may use, and for constructing, and putting and keeping in operation and using a telegraph line or telegraph lines on or near such route or routes, and also for building, equipping, furnishing, fitting, purchasing, chartering, navigating and owning steam or other vessels, or any share or shares therein, or any interest therein, legal or equitable, to be used in all lawful commerce and navigation, upon any ocean or oceans, gulf or gulfs, and seas, for the transportation by said company hereby incorporated, of passengers, freights and mails, and for providing coals, materials and supplies, with power to construct, purchase, or lease and control wharves, docks and piers that may be necessary for the use of said company, and to acquire and hold such real estate and personal property as may be necessary in conducting the business of the company, and the same to sell and convey, as the business of the company may require; and the company hereby incorporated is declared to be the same company incorporated by the said grant from the republic of Nicaragua, composed of the same stockholders, with the same capital stock, which shall be represented by the same certificates of stock, with the same officers and organization, and said company is hereby incorporated with a capital stock of three millions of dollars, now held by said corporators, with the privilege of increasing the same to five millions of dollars.

Name.

Capital stock.

2. *And be it enacted*, That the said corporation hereby incorporated shall be located at Jersey City, in this state, and there shall be the principal depot or depots of said company, from which shall be sent its vessels, passengers and freight, and at which its passengers and freight shall be discharged and landed; and shall have an office in the county of Hudson, in this state, and the president or one of the officers or of the directors of said company shall reside in this state, on whom said company shall authorize process to be served, which service shall have the same effect as if regularly served on the said company, and the corporation shall cause a cer-

Restrictions and regulations.

tificate of the name of such president, officer or director, resident in this state, on whom they so authorize process to be served, under the corporate seal, to be filed in the office of the secretary of state, and said company shall, within the period of two years, establish a line of steam or ocean vessels to run from Jersey City, or the vicinity thereof, in this state.

Capital may be increased.

3. *And be it enacted*, That the capital stock of the said company hereby incorporated may be increased from time to time, at the discretion of the directors, to five millions of dollars, including the stock how held by the present corporators of the company, who have organized as a corporation under the said grant of the republic of Nicaragua, and exchange of ratification thereof, divided into shares of one hundred dollars each; and the said corporation, so organized, is now recognized as organized and in operation under the said grant, with the amount of capital stock held by the corporators thereof, who have so organized as aforesaid; and having a common seal, and said corporation so organized is authorized on a vote of the board of directors thereof accepting this act, to continue its business proceedings and operations as a corporation of this state under this act, and upon such vote shall be deemed and held to be a corporation of this state, organized and in operation, having a common seal, and doing business and proceeding under this act, with the amount of capital stock now held by the present corporators, who have organized under said grant of the republic of Nicaragua, with power to increase the same as aforesaid, and having the rights, powers and liabilities appertaining to a corporation, and shall be composed of the same persons and their associates and successors and assigns named in the first section of this act; and all the votes, meetings, elections, acts and proceedings of the said corporators who are organized as a corporation under the said grant of the republic of Nicaragua, and their associates, and successors or assigns, being the same named in the first section of this act, or of the directors thereof, shall be deemed and considered, from time to time, as made, held, done and had under this law by the said incorporation hereby incorporated; and their books, accounts, certificates of stock, and operations, shall be considered as kept, entered, issued and carried on under and by virtue of this law by the said corporation hereby incorporated; and the said certificates of stock shall represent the stock of the corporation hereby incorporated; and the corporation hereby incorporated shall be amenable to the laws and tri-

bunals of the state of New Jersey, and shall proceed and be proceeded against as a corporation of this state.

Mode of collecting installments.

4. *And be it enacted*, That it shall be lawful for the directors of the corporation hereby incorporated, from time to time, at their discretion, to issue the balance of the capital stock not now held by the corporators who have organized under the said grant of the republic of Nicaragua, as the business of the company hereby incorporated may seem to the directors to require, to such persons, whether stockholders or directors in the company hereby incorporated, or others who may desire to take stock, as the directors may prefer, and to require such payments to be made thereon, and to make such calls for installments to be paid thereon, at the time of issuing the same, or from time to time afterwards, as the directors may deem necessary, and also to make calls on all stock now held by the present corporators for the payment of the unpaid part thereof, by the owner or owners thereof, in such installments or amounts as the directors may deem necessary; and it shall be lawful for the directors to declare any share or shares of stock, with all previous payments that may have been made thereon, forfeited, on which the owner or owners thereof shall neglect to pay any installment or payment of money which may be called for by the directors at the time the same is payable; *provided*, that ten days' notice, exclusive of Sundays, of the time of the payment of any sum directed to be paid on the said shares of stock be given by an advertisement thereof, in a newspaper published in the county of Hudson, in this state, and also in two daily newspapers published in the city of New York; and upon the entry of such forfeiture by the directors in their books, such share or shares of stock, and payments thereon made, shall be forfeited for the use of the company; and every entry of the forfeiture of stock so made shall be sufficient authority for the directors to sell said forfeited stock in any manner and to whom they may direct, and to issue certificates therefor to the purchaser; and the shares of stock in said corporation shall be deemed personal property, and be transferable in such manner as the directors may direct; and it shall be lawful for any other corporation, whose business is connected with transportation or with telegraphs, either by directly engaging therein or furnishing the property or materials to be used therein, unless prohibited by their charter, to take, have issued to them, and hold, stock in the company hereby incorporated, and to transfer the same by any agent, or

Proviso.

Stock to be personal property.

New Jersey State Library

attorney, or act, recognized by the company hereby incorporated.

Six directors.

5. *And be it enacted*, That there shall be six directors of the said company, who shall be stockholders, and who shall be annually elected on the second Monday in September, by the stockholders, such election to be advertised in a newspaper published in this state, and in a newspaper published in the city of New York, at least two weeks before the same is to be held, by a notice setting forth the time and place of such election; and such directors shall hold office until others are duly elected in their place, and shall choose out of their own number a president, and may choose a president pro tempore, a vice president, an executive committee, a treasurer, secretary, and other officers, whose powers and duties may be regulated by said directors; and the persons who are named in the first section of this act, who are now recognized as the present directors of the said corporation under the said grant of the republic of Nicaragua, shall remain, continue and be the directors of said corporation under this act, and shall hold office until reëlected or the election of others, and any vacancy that may occur among the directors may be filled by the remaining directors; in case of failure to elect on any day named for an election of directors, the election for directors may be held on such other day as the directors may appoint notice thereof being given as aforesaid, and in all elections for directors, and on all questions voted on by the stockholders at any meeting, each holder of stock shall be entitled to one vote for each share of stock held by such stockholder, but only one vote shall be given for each share of stock, which vote, whether by ballot or otherwise, shall be given in person or by written proxy.

President and other officers.

Vacancies, how filled.

Quorum.

6. *And be it enacted*, That a majority of the directors of said corporation shall constitute a quorum for transacting business, with power to make such by-laws, ordinances and regulations, not contrary to the constitution of the United States or of this state, as shall seem to them necessary in conducting the affairs of the corporation, and to alter and repeal the same, to retain or change or renew the present common seal, to make contracts and engagements with any government or corporation, or with any person or persons, whether stockholders of the corporation hereby incorporated or not, for transporting or carrying any passengers, freights or mails for said company, or in relation to any other business of the company, and said directors are invested with all

the powers of the said corporation for the control of the affairs, business and interests of the corporation, with power to appoint all agents necessary, to make them compensation and remove them, and to make such charges for transportation or other business done by said company as may be lawful; and they may also, from time to time, make such dividends out of the net profits of the company as the business of the company may warrant; and they may hold meetings out of this state, and when so held shall be as valid as if held in this state, but all elections for directors shall be held at the company's office in this state. Powers.

7. *And be it enacted*, That this act shall take effect immediately, and that the legislature may at any time alter, amend or repeal the same.

Approved March 28, 1862.

CHAPTER CLXXXVIII.

A further supplement to the act entitled "An act to revise and amend the charter of the city of Newark."

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That whenever the common council of the city of Newark shall determine, by ordinance, to vacate any street, road, highway or alley, and any land will be damaged by such vacating, the said common council are hereby authorized to agree with the owner or owners of such land which will be so damaged as to the amount of such damages, and to pay the same to such owner or owners, when so agreed upon, and receive from such owner or owners proper acquittance in the premises. Land for streets, how acquired.

2. *And be it enacted*, That in case no agreement for said damages can be made, it shall be lawful for the common council to appoint five disinterested freeholders of said city, residing in different wards, commissioners to make an estimate and assessment of the damages that any such owner or owners will sustain by such vacating; and in estimating and assessing Commissioners appointed to assess damages.

such damages the said commissioners shall have due regard both to the value of the land and real estate and to the injury or benefit to the owner or owners thereof by such vacating; and if in any case said commissioners shall estimate the benefits to such owner or owners to be greater than the damages, they shall so declare in their report, and shall specially estimate and assess the value of the lands and real estate which will be so damaged, and after such award shall be made, the remaining lands and real estate of any such owner or owners shall be liable to assessment for the payment of the costs, damages and expenses of said vacating.

Commissioners to take oath.

3. *And be it enacted*, That the said commissioners, before they enter upon the execution of the duty required of them, shall severally take and subscribe an oath or affirmation before the mayor or clerk of the common council to make said estimate and assessment fairly and impartially, according to the best of their skill and judgment.

Mode of proceeding.

4. *And be it enacted*, That the said commissioners shall give public notice, by advertisement in two daily newspapers printed and published in said city, of the time and place of their first meeting, at least ten days before the time of said meeting; and the said commissioners, or a majority of them, when met, shall have power to examine witnesses under oath, to be administered by any one of them, to enter upon and view the premises, if they shall deem it necessary, and to adjourn from time to time, and shall make a just and true estimate and assessment, and make and sign a certificate of such estimate and assessment, and file the same with the clerk of the common council, and the same being ratified by the common council, shall be binding and conclusive upon the owner or owners of any such lands or real estate; *provided*, that any person or persons conceiving himself, herself or themselves aggrieved by the proceedings of the common council or of said commissioners, may appeal therefrom to the supreme court of this state within sixty days from the time of making the final order of the common council, and the supreme court shall order a jury trial to assess the damages sustained by the party aggrieved, the trial whereof shall be conducted as in other cases of trial by jury.

Proviso.

Damages, how recovered.

5. *And be it enacted*, That after the ratification by the common council of any such award for damages, in case of non-payment on demand of any damages estimated and assessed as aforesaid, with interest from the date of the ratification by the common council of the assessment, if no appeal be

taken to the supreme court as aforesaid, the person or persons entitled thereto may sue for and recover the same from the mayor and common council of the said city, in an action of debt, with cost of suit, in any court having cognizance thereof; and the said proceedings of the said commissioners and common council, or the award of said jury, as the case may be, shall be conclusive evidence against the defendants.

Treasurer to pay owner.

6. *And be it enacted*, That the city treasurer shall, under the direction of the common council, tender and pay to the owner or owners of such lands and real estate, if resident in said city, the amount of such estimate and assessment of damages due to him, her or them; but if any such owner is not resident in said city, or, upon due inquiry, cannot be found therein, or is a lunatic, idiot, or under age, or if for any other lawful cause he or she is incapacitated to receive the same, or if such owner will not accept the same, and sign a proper receipt therefor, when tendered, and the city treasurer shall make affidavit of such facts, and file the same with the clerk of the common council, the common council shall, after due inquiry into the facts of the case, direct the amount of such assessment to be placed in the city treasury for the use of the person to whom it may be due; and said moneys so placed in the city treasury shall be paid by the city to the person or persons entitled thereto, on demand, without interest except from such time as the demand may be made and payment refused.

Expenses to be raised by equitable assessment.

7. *And be it enacted*, That in order to provide for the payment of the costs, damages and expenses of vacating any street, road, highway or alley, the common council shall ascertain the whole amount of such costs, damages and expenses and shall cause to be made a just and equitable assessment thereof upon the owners of all the lands and real estate intended to be benefited by such vacating, in proportion, as nearly as may be, to the advantage each shall be deemed to acquire; and in case a part only of such amount shall be assessed upon such owners, then the balance of the whole amount of such costs, damages and expenses shall be assessed upon and paid by the city of Newark.

Who to make assessment.

8. *And be it enacted*, That the common council shall appoint five disinterested freeholders of said city, residing in different wards, to make any such assessment as provided for in the last preceding section of this act, unless in the acts and proceedings of said common council, taken for the purpose of effecting such vacating, commissioners shall have been ap-

pointed to make an estimate and assessment of the damages sustained by any owner or owners of lands and real estate by reason of such vacating, in which case the last mentioned commissioners shall be the commissioners to make the assessment of the whole amount of the costs, damages and expenses of such vacating, in the manner herein required.

Commissioners to be qualified.

9. *And be it enacted*, That the commissioners, for the appointment of whom provision is made by the last preceding section of this act, shall, before they enter upon the execution of the duty required of them, take and subscribe an oath or affirmation before the clerk of the common council or the mayor of said city, to make the said assessment fairly and impartially, according to the best of their skill and judgment.

Proceedings of commissioners.

10. *And be it enacted*, That the said commissioners last named shall make a report by a certificate in writing of the assessment so by them made, and before proceeding to sign the same shall place the said report in the office of the clerk of common council for examination by the parties interested therein, and shall give notice in two daily newspapers printed and published in the city of Newark, which notice shall be published ten days consecutively, that such report has been deposited as aforesaid, and also of the time and place when and where the parties interested can be heard by the commissioners; and after hearing the parties the said commissioners shall proceed and complete the report and sign the same, and return the said report, with all objections, in writing, which shall be presented to and left with them by any of the parties interested, to the common council, and the common council shall proceed upon and in regard to the same in like manner as by the act to which this is a supplement; they are required to proceed upon and in regard to reports of assessments of benefits on opening streets, and on ratification thereof by the common council the treasurer shall prepare an abstract, enter the same, and give notice according to the provisions of the one hundred and fourteenth sections of said act; and said assessments shall be collected according and pursuant to the provisions of the one hundred and fifteenth section of said act, which are hereby declared to be applicable thereto.

Assessments not to be avoided.

11. *And be it enacted*, That no assessment heretofore made of damages for or in respect to land or real estate taken for opening any street, road, highway or alley in said city, or for benefits for or in respect of opening any such street, road, highway or alley, or for any improvement of or to any such street, road, highway or alley, shall be set aside, avoided or

vitiated because such street, road or highway or alley was laid out by or by authority of said common council; but every such assessment shall be deemed and held to be as good, valid and lawful as if such street, road, highway or alley had been laid out by the commissioners appointed under the act entitled "An act authorizing the appointment of commissioners to lay out streets, avenues and squares in the city of Newark," instead of by or by authority of said common council.

Vacancies supplied.

12. *And be it enacted*, That in case of the resignation, death or disability of any of the commissioners to be appointed under the provisions of this act, it shall be lawful for the common council to supply, by appointment, the vacancy or vacancies caused by such death, resignation or disability.

Regulation relative to assessments for lands, &c.

13. *And be it enacted*, That whenever proceedings shall be taken for the opening of any street, avenue or public square laid down on any map or maps filed in pursuance of the provisions of an act entitled "An act authorizing the appointment of commissioners to lay out streets, avenues and squares in the city of Newark," approved March twentieth, eighteen hundred and fifty-seven, it shall be the duty of the common council of the city of Newark to make an estimate and assessment of the damages which any owner or owners of any lands and real estate will sustain by the opening of such street, avenue or public square, and to allow compensation for any building, buildings or improvements which may have been or shall be placed or erected or made in part or in whole on any such street, avenue or public square, unless such proceedings are taken within a period of three years after the filing of the map or maps as aforesaid, anything in the twelfth section of the said act to the contrary notwithstanding; said estimate, assessment and compensation to be made in the same manner as in other cases where required by law to be made.

14. *And be it enacted*, That this act shall take effect immediately.

Approved March 28, 1862.

CHAPTER CLXXXIX.

AN ACT entitled "A further supplement to the act entitled 'an act respecting the Orange and the Passaic brigades, and to better regulate and discipline the same.'"

Certain military taxes repealed.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the provisions of the act entitled "An act respecting the Hudson brigade," approved March tenth, eighteen hundred and fifty-two, and the provisions of the act entitled "An act to better regulate and discipline the Hudson brigade," approved March fifteenth, eighteen hundred and fifty-six, and the provisions of the act entitled "An act for the better disciplining of the Newark brigade," approved March eighteenth, eighteen hundred and fifty-eight, and the provisions of the act entitled "An act respecting the Orange and the Passaic brigades, and to better regulate and discipline the same," approved March eighteenth, eighteen hundred and fifty-nine, so far as the said acts impose any military tax upon the inhabitants of the county of Passaic, be and the same are hereby repealed.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 28, 1862.

CHAPTER CXC.

AN ACT to incorporate the East Newark Gas Light Company.

Corporators.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That Theodore F. Randolph, James Bishop, John Flintoft, Hiram W. Davis, Josiah Conley, and

all and every person or persons who may become subscribers according to the mode hereinafter prescribed, and their successors, are hereby created a body politic and corporate in fact, by the name of the "East Newark Gas Light Company," and by that name are authorized to make and sell gas for the purpose of lighting the streets, buildings, and other places in the township of Harrison, in the county of Hudson, and to enter into and execute contracts and agreements in relation to all matters connected therewith, and shall be capable of purchasing, taking and holding any estate, real or personal, that may be necessary therefor, or may be acquired in the securing of debts due to them in the regular course of their business, and of selling and disposing of the same. Name of corporation.

2. *And be it enacted*, That the said company shall be empowered to do all things necessary for the lighting with gas of the streets, buildings and other places in the said township of Harrison, and to lay down gas pipes and to erect gas posts, burners, lanterns and reflectors in the streets, avenues, roads, alleys, lanes and public grounds of the said township; *provided*, that the public travel shall not at any time be unnecessarily impeded thereby, and that the said streets, avenues, roads, alleys, lanes and public grounds shall be left in as good condition as the same were in previous thereto. Powers. Proviso.

3. *And be it enacted*, That the persons named in the first section of this act are hereby appointed commissioners to receive subscriptions for the sum of seventy-five thousand dollars, to constitute the capital stock of said company, in shares of twenty-five dollars each; and the said commissioners, or a majority of them, shall open books for that purpose, at such time and in such place within this state as they shall designate by a public advertisement, to be previously published for at least two weeks, in a newspaper printed and circulating in the said county of Hudson; and shall keep the said books open until the whole of said capital stock shall be subscribed, or at their discretion, close the same, after they shall have remained open for two days, and again open the same, at some other time or times, and in the same or some other place or places within this state, giving public notice thereof in the manner aforesaid; and the sum of five dollars upon each share so subscribed shall be paid to the said commissioners, or a majority of them, by each subscriber at the time of subscription; and each subscriber shall be thereupon entitled to receive a certificate for such stock from the said commissioners, or a majority of them; and the moneys so Subscription for stock. mode of taking.

received by the said commissioners, or a majority of them, at the time of the said subscription, shall be paid by them unto the board of directors of the said company as soon as they are chosen in the manner hereinafter provided; and all the powers of the said commissioners shall thereupon immediately cease and determine; and the said directors are hereby authorized, from time to time, and with the like public notice, to reopen the books, if necessary, for the further subscription of stock, until the whole stock subscribed shall amount to the said sum of seventy-five thousand dollars, and also to call upon the said subscribers for the payment of further installments, in such manner and under such forfeiture or forfeitures as they may deem expedient, until the whole amount of the said shares so subscribed shall have been fully paid; *provided*, that no installment shall be larger than five dollars on each share, and that the said installments shall not be required to be paid within thirty days of each other.

Proviso.

When to organize.

4. *And be it enacted*, That as soon as conveniently may be after twenty thousand dollars of the said capital stock shall have been subscribed in the manner aforesaid, the said commissioners, or a majority of them, shall convene the stockholders by a public notice, for at least one week, in some newspaper printed and circulating in the said county, and at such time and place as shall be designated in said notice; and the said stockholders, so convened, shall choose by ballot, and by a plurality of votes, a board of seven directors from among their own number, and of whom four at least shall be residents of the said county; and the said directors, so chosen, shall hold their offices until the second Monday in January next following, when, and annually thereafter, the said stockholders shall convene at such hour and place as may be designated by the said directors, and be publicly advertised for at least two weeks in the manner aforesaid, and shall make choice, in like manner, of a new board of seven directors for the year then next ensuing; and any vacancy in the said board of directors may be filled by themselves until the next annual election; and the said stockholders, or their proxies shall be allowed in such elections one vote for each share of stock held in his, her or their name or names at least fourteen days previous thereto.

Directors.

Annual election.

When directors to held over.

5. *And be it enacted*, That if at any time an election is not held on the day herein appointed, the corporation shall not be dissolved for that cause, but an election shall be held in such manner as may be directed by their by-laws, at any

time within one year thereafter; and the said directors, in case of such failure to hold an election, shall continue in office until others are chosen in their stead.

Powers of directors.

6. *And be it enacted*, That the management of the affairs of said company shall be vested in the said directors, who shall have power to enact all necessary by-laws, and of whom a majority shall constitute a quorum for the transaction of business; and the said directors shall, at their first regular meeting after their election as aforesaid, select by a plurality of votes one of their number to be their president, who shall continue in office until the appointment of a successor; and the said directors may, at their pleasure, appoint and remove a treasurer, a secretary, and other subordinate officers and agents, and require of them satisfactory security for the faithful and honest discharge of their respective duties.

President and officers.

Stock deemed personal property.

7. *And be it enacted*, That the stock of the said company shall be considered personal property, and be transferable according to the by-laws and regulations of the said company; and the stock and transfer books shall be open at all times to the inspection of the stockholders.

Penalty for injury to works.

8. *And be it enacted*, That if any person or persons shall wilfully injure any conduit, pipe, cock, gasometer, or other thing connected with the works of the said company, or wilfully cause the same to be obstructed or injured, he, she or they so offending shall be deemed guilty of a misdemeanor, and being thereof convicted shall be punished by a fine not exceeding three hundred dollars, or by imprisonment at hard labor, not exceeding two years, or both; and such criminal prosecution shall not in any wise impair the right of action for damages by a civil suit hereby authorized to be brought for such injury or obstruction, by and in the name of said company, in any court of competent jurisdiction in this state.

Books of account to be kept.

9. *And be it enacted*, That the said company shall cause to be kept at their office proper books of account, in which shall be fairly and truly entered all the transactions of the company; and the said books shall be at all times open for the inspection of the stockholders.

May borrow money.

10. *And be it enacted*, That the said company shall have power to borrow money to an amount not exceeding the one-half of their capital stock actually paid in, and to mortgage their said works, franchises, privileges, and other property, and to make and execute all necessary assurances for the securing the money so borrowed, with the legal interest thereon.

General powers.

11. *And be it enacted*, That the said company shall possess the general powers, and be subject to the restrictions and liabilities contained in the act entitled "An act concerning corporations," approved February fourteenth, eighteen hundred and forty-six, so far as the same are applicable.

12. *And be it enacted*, That this act shall go into effect immediately, and shall continue in force for thirty years.

Approved March 28, 1862.

CHAPTER CXCI.

AN ACT relative to the Red Bank and Woodbury Turnpike or McAdamized Road Company.

Rates of toll.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the act entitled "An act to incorporate the Red Bank and Woodbury Turnpike or McAdamized Road Company," and the act entitled "An act to authorize the Red Bank and Woodbury Turnpike or McAdamized Road Company to extend their turnpike road through the main street of Woodbury," shall be so construed as to authorize the said company to demand and receive for traveling on their turnpike road through Woodbury street, the following rates of toll, viz: one cent per mile for each horse, and the same for all fractions of a mile not less than half a mile, and in other respects the same tolls as are allowed by their original charter; that the distance from the end of the Gloucester turnpike to the forks of the Salem and Cumberland roads shall be construed to be one mile, and from the court house to either end of said street half a mile.

Regulation for taking tolls.

2. *And be it enacted*, That it shall and may be lawful for the said the Red Bank and Woodbury Turnpike or McAdamized Road Company to contract with any other company or companies for collecting tolls from persons traveling on their said road through Woodbury street, or to sell said road;

which company or companies so contracted with shall have the same tolls, the same powers, and be subject to the like penalties as the said the Red Bank and Woodbury Turnpike or McAdamized Road Company."

Approved March 28, 1862.

CHAPTER CXCII.

A supplement to the act entitled "An act establishing a militia system," approved April seventeenth, one thousand eight hundred and forty-six.

Cavalry in Mercer to form one squadron.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the troops of cavalry in the county of Mercer shall form one squadron, and the troops of cavalry of the county of Hunterdon shall form one squadron, which squadrons shall be attached to the fourth regiment of cavalry, composed of the troops of cavalry of the counties of Mercer, Hunterdon and Somerset.

2. *And be it enacted*, That all acts and parts of acts conflicting with this act are hereby repealed, and that this act shall take effect immediately.

Approved March 28, 1862.

CHAPTER CXCIII.

A further supplement to the act entitled "An act to prevent horses, cattle, sheep and swine from running at large in the township of Clinton, in the county of Essex, and the township of Rahway, in the county of Union," approved March fourth, eighteen hundred and fifty-eight.

Cattle law extended to parts of Clayton.

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the provisions of the act enti-

tled "An act to prevent horses, cattle, sheep and swine from running at large in the township of Clinton, in the county of Essex, and the township of Rahway, in the county of Union," approved March fourth, eighteen hundred and fifty-eight, be and the same are hereby extended to so much of the township of Clayton as is now embraced in what is known as "Glassborough School District, Number One," all in the county of Gloucester.

2. *And be it enacted*, That this act shall take effect immediately.

Approved March 28, 1862.

CHAPTER CXCIV.

A further supplement to the act entitled "An act concerning taxes," approved April fourteenth, one thousand eight hundred and forty-six.

$100,000 state tax to be raised, and how to be apportioned and applied

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That there shall be assessed, levied and collected on the inhabitants of this state, and on their taxable real and personal property, and upon the other objects of taxation hereinafter specified, a state tax of one hundred thousand dollars, which is hereby appropriated and shall be applied to the payment of such interest as shall have accrued on the first day of January next after the passage of this act, and on the first day of July next after the said first day of January, on the loan authorized by the act entitled "An act authorizing a loan for the purposes of war, to repel invasion and suppress insurrection, and appropriating the same, and providing for the payment thereof," approved May tenth, one thousand eight hundred and sixty-one, and any surplus thereof, remaining after the payment of the said interest, shall be applied and added to the sinking fund provided for by the fifth section of said act, towards the payment of the principal of said loan, which said state tax shall be and

the same is hereby apportioned to and among the several counties of this state as follows, that is to say: Apportionment of said tax.

To the county of Atlantic the sum of six hundred and fifty-five dollars and fifty-seven cents;

To the county of Bergen the sum of four thousand five hundred and seventy-one dollars and twenty-nine cents;

To the county of Burlington the sum of seven thousand two hundred and six dollars and twenty-nine cents;

To the county of Camden the sum of four thousand seven hundred and ninety-three dollars and sixty-nine cents;

To the county of Cape May the sum of five hundred and fifty dollars and sixty-nine cents;

To the county of Cumberland the sum of two thousand four hundred and sixty-two dollars and eighty cents;

To the county of Essex the sum of eleven thousand five hundred and eighty-four dollars and thirty-one cents;

To the county of Gloucester the sum of three thousand and seven dollars and ninety-seven cents;

To the county of Hudson the sum of eleven thousand six hundred and nine dollars and seventy-two cents;

To the county of Hunterdon the sum of six thousand four hundred and seventy-three dollars and thirty-nine cents;

To the county of Mercer the sum of six thousand two hundred and eighty-seven dollars and sixty-nine cents;

To the county of Middlesex the sum of five thousand two hundred and sixteen dollars and ninety-two cents;

To the county of Monmouth the sum of six thousand one hundred and eighty-five dollars and fifty-two cents;

To the county of Morris the sum of four thousand eight hundred and twenty-two dollars and eighty-six cents;

To the county of Ocean the sum of seven nundred and eighty-eight dollars and thirty-seven cents;

To the county of Passaic the sum of three thousand three hundred and twenty-nine dollars and twelve cents;

To the county of Salem the sum of three thousand four hundred and eighty dollars and ninety-nine cents;

To the county of Somerset the sum of four thousand four hundred and twenty-eight dollars and sixty cents;

To the county of Sussex the sum of three thousand eight hundred and thirty-five dollars and sixty-eight cents;

To the county of Union the sum of four thousand three hundred and fifty-one dollars and one cent;

To the county of Warren the sum of four thousand three hundred and fifty-seven dollars and fifty-two cents;

Which said tax shall be levied and collected in the manner directed by this act and the act to which this is a supplement.

Preamble.

2. And whereas, the congress of the United States did, by an act entitled "An act to provide increased revenue from imports, to pay interest on the public debt, and for other purposes," approved August fifth, one thousand eight hundred and sixty-one, lay a direct tax of twenty millions of dollars upon the United States, and did apportion to the state of New Jersey the sum of four hundred and fifty thousand one hundred and thirty-four dollars as the quota to be paid by the state of the said direct tax; and whereas the legislature of the state did, by a joint resolution, which was approved by the governor on the tenth day of February, one thousand eight hundred and sixty-two, assume the said quota to be paid by this state of said tax—therefore,

$450,000 additional tax to be levied, and how applied.

Be it enacted, That for the purpose of enabling this state to pay the said quota, a public tax of four hundred and fifty thousand dollars, in addition to the tax of one hundred thousand dollars above provided for, shall be assessed, levied, collected and paid; and that the said sum of four hundred and fifty thousand dollars, or so much thereof as may be necessary for that purpose, be applied and appropriated to the payment of the said quota of this state, of the said direct tax, for the year commencing on the first day of April, one thousand eight hundred and sixty-two.

Apportionment of the $450,000 tax.

3. *And be it enacted*, That the said tax of four hundred and fifty thousand dollars be and the same is hereby apportioned to and among the several counties of the state as follows, that is to say:

To the county of Atlantic the sum of two thousand nine hundred and fifty dollars and seven cents;

To the county of Bergen the sum of twenty thousand five hundred and seventy-one dollars and eighty-one cents;

To the county of Burlington the sum of thirty-two thousand four hundred and twenty-eight dollars and thirty cents;

To the county of Camden the sum of twenty-one thousand five hundred and seventy-one dollars and sixty-one cents;

To the county of Cape May the sum of two thousand four hundred and seventy-eight dollars and ten cents;

To the county of Cumberland the sum of eleven thousand and eighty-two dollars and sixty cents;

To the county of Essex the sum of fifty-two thousand one hundred and twenty-nine dollars and forty cents;

To the county of Gloucester the sum of thirteen thousand five hundred and thirty-five dollars and eighty-six cents;

To the county of Hudson the sum of fifty-two thousand two hundred and forty-three dollars and seventy-four cents;

To the county of Hunterdon the sum of twenty-nine thousand one hundred and twenty-nine dollars and twenty-six cents;

To the county of Mercer the sum of twenty-eight thousand two hundred and ninety-four dollars and sixty cents;

To the county of Middlesex the sum of twenty-three thousand four hundred and seventy-six dollars and fourteen cents;

To the county of Monmouth the sum of twenty-seven thousand eight hundred and thirty-four dollars and eighty-four cents;

To the county of Morris the sum of twenty-one thousand seven hundred and two dollars and eighty-seven cents;

To the county of Ocean the sum of three thousand five hundred and forty-seven dollars and sixty-seven cents;

To the county of Passaic the sum of fourteen thousand nine hundred and eighty-one dollars and four cents;

To the county of Salem the sum of fifteen thousand six hundred and sixty-four dollars and forty-five cents;

To the county of Somerset the sum of nineteen thousand nine hundred and twenty-eight dollars and seventy cents;

To the county of Sussex the sum of seventeen thousand two hundred and sixty dollars and fifty-six cents;

To the county of Union the sum of nineteen thousand five hundred and seventy-nine dollars and fifty-four cents;

To the county of Warren the sum of nineteen thousand six hundred and eight dollars and eighty-four cents.

4. And whereas, by the provisions of the said act of congress this state will be entitled to a deduction of fifteen per centum on such part of the quota of the said direct tax as shall have been actually paid into the treasury of the United States on or before the last day of June next, and a deduction of ten per centum on such part or parts of the same as shall have actually been paid into the treasury of the United States on or before the last day of September next, and also that such quota may be paid and satisfied, in whole or in part, by the release of this state, duly executed, to the United States of any liquidated and determined claim of this state of equal amount against the United States—therefore, Preamble.

Governor authorized to release claims against the United States.

Be it enacted, That the governor of this state be and he is hereby authorized and directed to execute to the United States, in the name of the state of New Jersey, a release of any claim of this state against the United States, non-liquidated and determined, or which may be liquidated and determined before the quota due from this state of the tax hereby imposed shall be paid, in whole or part payment and satisfaction of such quota; and also that the governor, treasurer and secretary of state, or any two of them, of whom the governor shall be one, be and they are hereby authorized to borrow, temporarily, in the name and on the credit of the state of New Jersey, such sum or sums of money as may be necessary to pay the residue of said quota by or before the last day of June next, and so much of said tax of four hundred and fifty thousand dollars, when collected, as may be necessary for the purpose, is hereby appropriated and applied to the payment and satisfaction of any debt or debts that may be contracted by or for the state of New Jersey under this section; and whatever balance of the said sum of four hundred and fifty thousand dollars shall remain in the treasury of this state after the full payment of said quota, and of the debt or debts contracted under this section, shall be and hereby is appropriated and applied to "the war fund" of this state.

Governor, treasurer and secretary of state authorized to borrow in name of the state, and how much loan shall be paid.

Appropriation to the war fund.

Persons and property to be assessed for all public taxes.

5. *And be it enacted*, That for the purpose of raising the sums required to be raised by this act, and the sums required to be raised for county, city, township, or other public taxes, the persons and property hereinafter specified shall be assessed and taxed as hereinafter provided.

Poll tax.

6. *And be it enacted*, That a poll tax of two dollars shall be assessed upon every single white male inhabitant of this state of the age of twenty-one years and upward, and that a poll tax of one dollar shall be assessed upon every other white male inhabitant of the state of the age of twenty-one years and upward, except the polls of all revolutionary soldiers, and except also such of the militia of this state as may be in the actual service of this state or of the United States at the time of making such assessment.

Real and personal property to be assessed at their full and actual value.

7. *And be it enacted*, That all real and personal estate within this state, whether owned by individuals or corporations, shall be liable to taxation, in the manner and subject to the exemptions herein specified, and shall be assessed at the full and actual value thereof, at such rate per dollar as will be sufficient to produce the sum required to be raised, after deducting the poll tax and the tax derived from foreign insurance companies.

8. *And be it enacted*, That all private corporations of this state, except those which by virtue of any irrepealable contract in their charters, or other contracts with this state, are expressly exempted from taxation, shall be and are hereby required to be respectively assessed and taxed at the full amount of their capital stock paid in, and accumulated surplus, but any real estate which such corporations may lawfully own in any other state than this state, shall not be liable to be estimated in such accumulated surplus, and the persons holding the capital stock of such corporations shall not be assessed therefor; and such corporations as have no capital stock shall be assessed for the full amount of their property and valuable assets, without any deduction for debts or liabilities; but depositors in saving banks, taxed by virtue of this section, shall be exempted from taxation on their personal estate to the amount of their deposits; and persons holding policies of insurance in any mutual life insurance company, which shall be taxed by virtue of this section, shall not be assessed on their personal estate for the value of such policies, nor shall future premiums on policies of insurance be included in the valuation of the assets of such company; *provided*, that premium notes held by life insurance companies shall in no case be considered as future premiums, but shall be included in the valuable assets of said company.

Private corporations, how taxed.

Corporations having no capital stock.

Depositors in savings banks and holders of mutual life insurance policies.

Proviso.

9. *And be it enacted*, That whenever the assessor of any township or ward, in which any corporation is or shall be taxable, shall apply to such corporation, or the officers thereof, for the amount of its capital stock and accumulated surplus, or for the amount of its taxable property and assets, it shall be the duty of the president, secretary, cashier or treasurer of such corporation, or such of them as shall be applied to by such assessor, to give to the said assessor a true statement, under oath or affirmation, of the amount of capital stock and accumulated surplus, or of the taxable property and assets of such corporation; and the said assessor is hereby authorized to administer such oath or affirmation, and to take such other means as may be in his power to ascertain the true amount for which such corporation shall be taxed; and assessors and commissioners of appeal in cases of taxation shall have power to administer oaths and affirmations, and examine witnesses and other evidence, in order to ascertain the particulars and amount of the taxable property of any person or corporation, or the ownership thereof; and any person who shall refuse to be sworn or affirmed and examined, when requested so to do

Officers of corporations to give statement, under oath, to assessor.

Assessors and commissioners of appeals may administer oaths.

Penalty for refusing to be sworn and examined.

by any assessor or commissioner of appeal, shall be subject to a penalty of five hundred dollars, to be sued for and recovered with costs, by any person who shall, within six months after such refusal, sue for the same, and shall also be deprived of any right to appeal from any tax for which he may be assessed by such assessor; and any assessor who shall refuse to take evidence when offered respecting the amount or ownership of taxable property of any person or corporation, shall be subject to a like penalty, to be sued for and recovered, with costs, in the same manner as before specified; but the oath or affirmation of no person shall be conclusive as to the amount of his or her taxable property, or as to the title or ownership thereof.

Foreign corporations and agents of fire, marine and life insurance companies taxed.

10. *And be it enacted*, That all corporations regularly doing business in this state, and not being corporations of this state, shall be assessed and taxed for and in respect of the business so by them done and transacted in this state, in manner following, that is to say: every such company so doing business shall pay a transit duty of three cents on every passenger, and two cents on every ton of goods, wares and merchandise or other articles carried or transported by or for such company, on any railroad or canal in this state, for any distance exceeding ten miles, except passengers and freight transported exclusively within this state; and any agent of any fire and marine or life insurance company shall pay three per cent. on the whole amount of premiums taken or received by such agent during the year preceding that in which the assessment is taken, which amount of premiums shall be ascertained by the assessor and entered in his assessment roll or duplicate, and collected with the other tax for the township or ward in which said agent may reside; or in case of the non-residence of such agent in this state, then in the township or ward in which he has his office, which tax shall be in lieu of the sum of twenty dollars now required by law to be paid to the secretary of state for the filing of the statement of every company seeking to establish an agency in this state; and all other corporations not incorporated by this state, and agents doing business in this state, as aforesaid, shall be assessed for the amount of capital usually employed in this state in the doing of such business, not otherwise taxed by virtue hereof; and such assessment shall be made in the township or ward where such business is most usually carried on and transacted; and such transit duty for railroad or canal transportation shall be paid to the treasurer of this state, within the month of

Transit duty to be paid to state treasurer, and when.

January in each year, for the transportation of the previous year; and it shall be the duty of the president or treasurer of every such company to furnish to the treasurer of the state, by or before the third Tuesday of January annually, under oath or affirmation, a full and true account of the number of passengers, and of the number of tons of goods, wares and merchandise and other articles so carried or transported as aforesaid.

Railroad and canal companies to furnish annual statement to treasurer.

11. *And be it enacted*, That it shall be the duty of the treasurer of this state to report to the legislature, annually, during the first three weeks of the session, the names of the companies from which transit duties shall have been received by him by virtue of the next preceding section of this act, the amount of transit duty paid by each of said companies, and the name of every company liable to pay a transit duty under this act that shall neglect or refuse to comply with any of the requirements of this act.

State treasurer to report annually to legislature.

12. *And be it enacted*, That in making the valuation of the real and personal estate, for which any individual shall be assessed by virtue of the seventh section of this act, it shall be lawful for the assessor, or for the commissioners of appeal in cases of taxation, to deduct from such valuation the amount of any debt or debts bona fide due and owing from such individual to creditors residing within this state; *provided*, that in case of real estate, the holder of such debt shall reside in the same county where such real estate lies; and every assessor shall require every person claiming an exemption from tax on account of any debt or debts owing by him, to make a true statement, under oath, of such debts and the amount thereof, and deliver the same to the assessor, on or before the time limited by law for closing his assessment roll, which statement shall be filed by the township clerk.

Debts to be deducted from valuation of real and personal estate.

Proviso.

Assessor to require statement under oath from debtor claiming exemption from tax on account of debt.

13. *And be it enacted*, That the real estate of private corporations, situate within this state, shall be assessed to said corporation in the township or ward in which it is located, in the same manner as the real estate of individuals, and the amount of such assessment shall be deducted from the amount of the capital stock and surplus and funded debt, or of the valuable assets of the said corporation.

Real estate of private corporations, where to be assessed.

14. *And be it enacted*, That it shall be the duty of the assessors, in assessing any property to be assessed under this act, to assess and value such property at its full and fair value, and at such price as in his judgment said property would sell for at a fair and bona fide sale by private contract,

Assessor, how to assess and value property

Assessor to annex oath to his duplicate.

at the time such assessment is made; and every assessor shall annex to his duplicate an oath or affirmation, in writing, to be taken before any person authorized to administer an oath or affirmation, that all assessments in the said duplicate contained have been made according to the requirements of this section.

Delinquents to pay twelve per cent. interest, and how the same shall be collected.

15. *And be it enacted*, That if any person or corporation shall neglect or refuse to pay the tax due from such person or corporation by the time appointed by law for payment of the same, snch delinquent shall pay interest on said tax at the rate of twelve per cent. per annum upon the amount of such tax from the time of such delinquency until such tax be paid, which said interest shall be added to the amount of such tax by the constable or other officer whose duty it shall be to collect such tax, and shall be collected by such constable or other officer, and accounted for and paid over by him in the same manner that the taxes of delinquents are now, by law, required to be collected and paid over.

Penalty for creditors taking any sum of money over and above the lawful interest on a debt for the tax assesed to such creditors on such debts.

16. *And be it enacted*, That if any creditor shall directly or indirectly take, accept or receive from any debtor residing in this state, any sum of money over and above the lawful interest on the debt due from such debtor, for the tax assessed to such creditor on such debt, every person so offending shall forfeit the full value and amonnt so due to him from such debtor, one moiety to the use of the state and the other to the prosecutor, to be recovered, with costs, by action of debt, or on the case, in any court of record having cognizance thereof.

What acts shall not be affected by this act.

17. *And be it enacted*, That nothing herein contained shall be construed to alter or repeal the second article of the fifth section of the act entitled "A supplement to the act entitled 'an act concerning taxes,'" approved April fourteenth, one thousand eight hundred and forty-six, which said supplement was approved March the third, one thousand eight hundred and fifty-four; but the exemption in said second article contained shall extend only to the buildings of colleges, academies, and other institutions therein named, and the lands whereon the same are erected, the furniture thereof, and the personal property used therein; and the land so exempted shall only be so much land as may be necessary to the fair enjoyment of the said buildings, not exceeding five acres for each college or other institution; nor shall anything herein contained be construed to alter or repeal the act entitled "A further supplement to the act entitled 'an act concerning taxes,'" approved April fourteenth, one thousand eight hun-

dred and forty-six, which said supplement was approved March fifteenth, one thousand eight hundred and sixty-one.

Perjury. Affidavits to be filed with town clerk.

18. *And be it enacted*, That if any person shall be guilty of wilfull and corrupt false swearing or affirming, in taking any oath or affirmation prescribed or authorized by this act, he shall be deemed and taken to be guilty of perjury; and all affidavits taken in pursuance of this act shall be filed with the clerk of the township or ward in which such affidavits are used.

This tax not to affect dog tax or tax now required to be paid by incorporated companies.

19. *And be it enacted*, That nothing in this act shall have the effect to alter or repeal any tax imposed upon dogs, under the provisions of the act entitled "An act for the preservation of sheep," approved April fourteenth, one thousand eight hundred and forty-six, or of any supplement thereto, or to affect in any way the taxes now by law required to be paid by banking or other incorporated companies, upon the amount of the capital stock of such company.

County collectors to pay over quotas to treasurer, and when.

20. *And be it enacted*, That it shall be the duty of the county collectors of the several counties of this state to pay to the treasurer of this state the quotas due from their respective counties of the taxes imposed by the first and second sections of this act, on or before the first day of January next after the passage of this act, and at the same time annually thereafter; and it shall be lawful for the said county collectors, and they are hereby required to pay the said quotas out of the first moneys which shall be paid to them by the several townships or ward collectors of their respective counties; and if any county, township or ward collector, or any receiver of taxes, or collector of arrears of taxes, shall embezzle, unlawfully loan or retain in his hands any money received or collected by him for account of the United States, the state of New Jersey, or any county, city, borough, township or school or road district thereof, he shall be deemed and taken to be guilty of a misdemeanor, and on conviction thereof shall be punished by fine not exceeding one thousand dollars, or by imprisonment not exceeding five years, or both, at the discretion of the court in which such conviction shall be had.

Penalty for embezzlement, etc.

Repealer.

21. *And be it enacted*, That the first, second, tenth and eleventh sections of the act entitled "A supplement to the act entitled 'an act concerning taxes,'" approved April fourteenth, one thousand eight hundred and forty-six, which said supplement was approved on the third day of March, one thousand eight hundred and fifty-four, and the fourth article of the fifth section of said act, and also the act entitled

"A supplement to the act entitled 'an act concerning taxes,'" which supplement was approved March twentieth, one thousand eight hundred and fifty-seven, and all other acts and parts of acts, whether special or local, or otherwise, inconsistent with the provisions of this act, be and the same are hereby repealed.

Compensation of assessors and collectors.

22. *And be it enacted*, That the several assessors and collectors of the several townships and wards of this state shall be entitled to receive twelve cents, and no more, for each name on their respective duplicates, for assessing, levying and collecting the township, city, ward, borough, county and state taxes, and the assessor or collector shall not be paid for one name more than once, although that name may occur more than once on the duplicate.

23. *And be it enacted*, That this act shall take effect immediately.

Approved March 28, 1862.

JOINT RESOLUTIONS.

NUMBER I.

Relative to the direct tax imposed upon the state of New Jersey by the act of Congress, approved August fifth, one thousand eight hundred and sixty-one.

1. BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey*, That the governor of this state be and hereby he is requested to give notice to the secretary of the treasury of the United States on or before the second Tuesday of February, that this state will assume and pay into the treasury of the United States the direct tax imposed upon this state by the act of congress, entitled "An act to provide increased revenue from imports to pay interest on the public debt, and for other purposes," approved August fifth, one thousand eight hundred and sixty-one." Notice to the secretary of treasury.

Approved February 10, 1862.

NUMBER II.

Relative to the establishment of the Naval School at the City of Perth Amboy.

WHEREAS, a petition was presented to the special session of Congress, from the mayor and collector of Perth Amboy, and others, praying Congress, in case it shall be deemed Preamble.

expedient to remove the United States Naval Academy permanently from Annapolis, to establish it at the city of Perth Amboy, in the state of New Jersey, which petition was laid upon the table because it was thought proper that Congress should then confine their action to those matters for which they were specially called together; and whereas, a great many resignations have taken place in the navy, and a necessity exists for its increase and future development, it may be necessary to take some measures in regard to reorganizing the Naval School and finding for it a suitable location; and whereas, the city of Perth Amboy being possessed of the finest and best harbors on our coast, free from ice and other obstructions, a central position, easy of access from New York and Philadelphia, a very healthy and salubrious climate, it is in every respect peculiarly well adapted for a Naval Academy; therefore,

A committee to act with Senate.

1. BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey*, That our senators in congress be instructed and our representatives requested to urge upon congress the establishment of the Naval School at the city of Perth Amboy.

2. *And be it resolved*, That a committee of three, consisting of Honorable James Bishop, of Middlesex; Honorable Walter Rutherford, of Hudson; and Honorable W. A. Newell, of Monmouth, be appointed to act in conjunction with our senators and representatives upon the subject of these resolutions.

Approved February 27, 1862.

NUMBER III.

Relative to Lieutenant General Winfield Scott.

Preamble.

The legislature of the state of New Jersey desiring to testify their high sense of the character and services of Lieutenant General Winfield Scott, who, after a long and brilliant career has, since the last meeting of the legislature, under

the inexorable pressure of wounds and age, retired from active duties—therefore be it and it hereby is

1. RESOLVED *by the Senate and General Assembly of the State of New Jersey*, That they tender to Lieutenant General Winfield Scott the tribute of their admiration and gratitude for the services of a life wholly devoted to his country, and for the shining example which that life in its varied aspects holds forth—of brilliant achievements in war, of achievements not less brilliant, and for a soldier more remarkable, in preserving peace, of uniform subordination of the military to the civil power, of uncheckered success as a great captain, and of dutiful and loyal conduct as a great citizen. Resolution.

2. *And be it resolved*, That we give our cordial approval of the recommendation of the President, and of the vote of the congress of the United States, whereby the full rank and pay and emoluments of the Lieutenant General, so nobly earned, are assured to him in his retirement. Lieutenant-General.

3. *And be it resolved*, That as Jerseymen we especially desire to express to the Lieutenant General, so long a resident citizen of our state, our warmest personal wishes for his welfare, and our earnest hope that re-establishing himself in his ancient home among us, we may be permitted to witness the calm sunset of his glorious day.

4. *And be it resolved*, That his excellency the governor be requested to have transmitted a copy of these resolutions to Lieutenant General Winfield Scott.

Approved March 19, 1862.

NUMBER IV.

Relative to the defences of the States of New Jersey, Pennsylvania and Delaware.

1. BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey*, That the government of the United States be and hereby is earnestly requested to immedi- Defences of the Delaware.

ately provide suitable and sufficient defences for the Delaware river and bay and the harbors thereof, by the construction of gun boats and other improved means of defence.

This state will unite with other states for a loan.

2. *And be it resolved*, That if necessary to enable the government of the United States to enter upon and complete the said work immediately, congress be requested to authorize a special loan for that purpose, and that this state will unite with the states of Pennsylvania and Delaware in taking the whole of said loan, in the following proportions, to wit: the state of Pennsylvania to take twenty-four parts thereof, the state of New Jersey to take five parts thereof, and the state of Delaware the residue, being in the proportion of the representation of said states in the house of representatives of the United States.

Request to senators and representatives.

3. *And be it resolved*, That the senators and representatives of this state in the congress of the United States be and they are hereby requested to press this subject earnestly and immediately upon the attention of congress and executive of the United States, and that a copy of these resolutions be sent to each of the said senators and representatives, to the president of the United States, to the presiding officers of the senate and house of representatives of the state of Pennsylvania, and to the governor of the state of Delaware.

Approved March 20, 1862.

NUMBER V.

Concerning the establishment of a National Foundry and Furnace in the State of New Jersey.

Preamble.

WHEREAS, the congress of the United States is considering the propriety of establishing a national foundry and furnace—therefore,

National foundry and furnace.

1. BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey*, That the natural and artificial advantages of this state, strongly suggest the propriety of locating such foundry and furnace at or above the cities of Jer-

sey City or Hoboken, on the banks of the Hudson river, inasmuch as, first, it is near the head of the tide-waters of the Hudson river, yet sufficiently inland to be secure from foreign invasion, and more so than any other point, opposite the city of New York, and in close proximity to the navy yard at Brooklyn; second, it is most convenient to the coal and iron mines of New Jersey and Pennsylvania, and at the centre of commerce and civilization, and affords thereby every facility to the federal government for speedy communication with every section of the Union.

2. *And be it resolved*, That the governor of this state be and he is hereby respectfully requested to cause to be transmitted to each of our senators and representatives in congress a copy of these resolutions, and request them to use every proper effort to secure said foundry and furnace to be located in Hudson county, on the banks of the Hudson river, in this state, at or above Hoboken or Jersey City. Notice to each senator and representative

3. *And be it resolved*, That whenever the government of the United States shall have chosen and acquired title to lands for establishing such foundry and furnace, this state will cede to the government of the United States full and exclusive jurisdiction over said lands.

Approved March 28, 1862.

CONTENTS.

CONTENTS.

Chapter.		Page
1.	A further supplement to the act entitled "An act to incorporate the Northern Railroad Company of New Jersey," approved February ninth, eighteen hundred and fifty-four,	3
2.	A supplement to the act entitled "An act to provide for the sale of the poor house and farm and the tracts of land appertaining thereto, belonging to the townships of Bergen and North Bergen, and the cities of Hudson and Hoboken, in the county of Hudson," which said act was approved March seventh, eighteen hundred and sixty-one,	4
3.	A further supplement to the act entitled "An act to regulate elections," approved April sixteenth, eighteen hundred and forty-six,"	7
4.	An act to repeal an act entitled "An act to authorize the inhabitants of the township of Lower Alloways Creek, in the county of Salem, to vote by ballot at their town meetings," approved March sixteenth, eighteen hundred and fifty-nine,	8
5.	An act to incorporate the Pleasant Valley Cemetery, of Holmdel,	ib.
6.	An act to create a School District in the whole of Weehawken township,	11
7.	An act to authorize the several road districts of the township of Piscataway, in the county of Middlesex, and the township of Middletown, in the county of Monmouth, to vote additional road tax,	ib.
8.	A further supplement to the act entitled "An act to incorporate the New Jersey, Hudson and Delaware Railroad Company,"	12
9.	A supplement to the act entitled "An act to incorporate the Perth Amboy and Bound Brook Railroad Company," approved March eleventh, eighteen hundred and fifty-eight,	13

Chapter. Page

10. A further supplement to an act entitled "An act to incorporate the city of Hoboken," approved March twenty-eighth, Anno Domini one thousand eight hundred and fifty-five, ... ib.
11. A supplement to an act entitled "An act to divide the township of North Bergen, in the county of Hudson," approved February the twenty-eighth, one thousand eight hundred and sixty-one, ... 15
12. A supplement to an act entitled "An act to incorporate the American Mutual Fire and Marine Insurance Company," approved February twentieth, eighteen hundred and forty-six, ... 16
13. An act supplementary to an act entitled "An act relative to commissioners for taking the acknowledgments and proofs of deeds," approved April fifteenth, one thousand eight hundred and forty-six, and also to amend an act supplementary thereto, approved March tenth, one thousand eight hundred and fifty-eight, ... 17
14. A further supplement to an act entitled "An act making lands liable to be sold for the payment of debts," approved April sixteenth, one thousand eight hundred and forty-six, ... 19
15. A supplement to an act entitled "An act for the more easy partition of lands held by co-parceners, joint tenants and tenants in common," ..... ib,
16. An act to confirm the acknowledgments and proofs of deeds, mortgages, and other instruments in writing, taken by Thomas L. Thornell, ... 20
17. An act respecting Law and Equity Reports in the State of New Jersey, ... 21
18. An act to incorporate the Hackensack Cemetery Company, 23
19. An act to incorporate the Burlington House of Industry, .. 25
20. A further supplement to an act entitled "An act to incorporate the Salem Railroad Company," approved March fourteenth, eighteen hundred and fifty-six, ... 26
21. Supplement to an act entitled "An act constituting courts for the trial of small causes," 27
22. An act to authorize Sarah Voorhees to make a deed for a lot of land, ... 28
23. Supplement to the act entitled "An act to incorporate the Newton Gas Light Company," approved March twenty-first, eighteen hundred and sixty, ... 29
24. A further supplement to the act entitled "An act to incorporate John Doughty and his associates proprietors of the Morris Aqueduct Company," passed the sixteenth day of November, seventeen hundred and ninety-nine, ... 30
25. An act in relation to the certificates of a Notary Public, ... 34
26. A supplement to an act entitled "An act to authorize a subscription on the part of this state to a new edition of

Chapter. Page

Nixon's Digest of the Laws of this State," passed February twenty-sixth, one thousand eight hundred and sixty-one, ... 35

27. An act for the relief of the First Baptist Church at New Mills, ... ib.

28. An act to incorporate the Red Bank Gas Light Company, . 37

29. A further supplement to the act entitled "An act respecting the Orphans' Court and the power and authority of Surrogates," 41

30. An act relative to the Public Printing, ... 42

31. An act to revive and amend an act entitled "An act to incorporate the Stockton and Newton Turnpike Company," approved March eighteenth, eighteen hundred and fifty-nine, ... 44

32. An act to change the corporate name of St. Stephen's Parish at South Amboy, in the county of Middlesex, ... 45

33. An act to authorize the Trustees of School District Number Five, in Freehold township, Monmouth county, to use the surplus school money in their hands towards the payment of the debt upon the school house in said district, .. 46

34. Supplement to an act entitled "An act to incorporate the Neptune Fire Company, Number One, of the township of West Hoboken, Hudson county," approved March seventh, one thousand eight hundred and sixty-one, ... 47

35. An act to incorporate the Firemen's Benevolent Association of the city of Paterson, ... 48

36. A supplement to an act entitled "An act for the preservation of deer and other game, and to prevent trespass with guns," 51

37. An act to authorize the township committees of the township of North Brunswick and East Brunswick, in the county of Middlesex, to convey to the corporation of the city of New Brunswick the poor farm in the township of North Brunswick, together with all the personal property on said farm, ... 52

38. An act to legalize the doings of Barzillai W. Bennet as Commissioner of Deeds, &c., of Waterford township, Camden county, ... 54

39. A further supplement to an act entitled "An act to incorporate the city of Hoboken," approved March twenty-eighth, eighteen hundred and fifty-five, ... 55

40. A further supplement to an act entitled "An act respecting the Orphans' Court and the power and authority of Surrogates," approved April sixteenth, one thousand eight hundred and forty-six, ... 57

41. A supplement to the act entitled "An act to simplify the pleadings and practice in courts of law," approved March seventeenth, one thousand eight hundred and fifty-five, .. 58

Chapter. Page

42. An act to authorize the Mayor and Aldermen of the city of Paterson to borrow money, not exceeding forty thousand dollars, and for other purposes,..... 59
43. An act providing compensation to the Adjutant General and Quartermaster General for actual service,..... 61
44. An act to annul the charter of the Medford Mutual Loan and Building Association, in Burlington county,..... ib.
45. A supplement to an act entitled "An act to incorporate the firemen of the city of Jersey City," approved February twenty-seventh, one thousand eight hundred and sixty-one, ... 62
46. An act to incorporate the Old Hook Cemetery Company, in the township of Washington, in the county of Bergen,... 65
47. A supplement to an act entitled "An act to incorporate the Trenton and Allentown Turnpike Company," approved March eleventh, eighteen hundred and fifty-six, ... 66
48. A further supplement to an act entitled "An act to authorize the inhabitants of the townships of Bedminster and Warren, in the county of Somerset, and of the townships of Randolph, Chester and Rockaway, in the county of Morris, and the township of West Windsor, in the county of Mercer, and of the townships of Hope, Hardwick and Knowlton, in the county of Warren, and of the townships of Dover and Millstone, in the county of Monmouth, to vote by ballot at their town meetings," 67
49. An act in relation to operators and others in the employment of Telegraph Companies in this State, ... 69
50. An act to change the corporate name of the Second Congregation of the Presbyterian Church at Morristown, in the county of Morris,..... ib.
51. An act relative to the Mount Holly Bank of New Jersey,.. 70
52. A supplement to the act entitled "An act to provide for the assessment and collection of taxes in the township of Aquackanonk, in the county of Passaic," approved March sixth, one thousand eight hundred and forty-six,..... 76
53. A supplement to the act entitled "An act to enable the owners of swamp or meadow ground to drain the same, and to repeal a law heretofore made for that purpose," passed November twenty-fourth, one thousand seven hundred and ninety-two, ... 79
54. An act to incorporate the Manalapan Turnpike Company,. 80
55. An act to incorporate the Passaic County Agricultural Society, ... 89
56. An act to incorporate the Holmdel and Middletown Point Turnpike Company, ... 90
57. An act to authorize the inhabitants of the township of Raritan, in the county of Monmouth, to vote by ballot at town meetings,..... 98

Chapter. Page

58. A supplement to the act entitled "An act to authorize the inhabitants of the township of Pompton, in the county of Passaic, to vote by ballot at their annuol town meeting," approved March seventh, eighteen hundred and fifty,.... 101

59. An act to reduce the capital stock of the Bank of New Jersey,.... 102

60. An act to enable the committee of the township of Cohansey to borrow money.... 103

61. An act relative to the Union Bank at Frenchtown..... ib.

62. An act relative to the sale of intoxicating liquors in the township of Woodbridge, county of Middlesex,..... 110

63. A supplement to the act entitled "An act for the better regulation of actions of replevin," approved April fifteenth, Anno Domini one thousand eight hundred and forty-six,..... 111

64. Supplement to an act incorporating the New York and Bull's Ferry Railroad Company, approved March fourteenth, one thousand eight hundred and sixty-one,..... 112

65. A further supplement to an act entitled "An act for the punishment of crimes," approved April sixteenth, one thousand eight hundred and forty-six,..... 113

66. A supplement to the act entitled "An act to incorporate the town of Orange," approved January thirty-first, one thousand eight hundred and sixty,..... 114

67. A further supplement to the act entitled "An act for the preservation of sheep," approved April fourteenth, one thousand eight hundred and forty-six,..... 122

68. An act to extend the provisions of an act entitled "An act to prevent horses, cattle, sheep and swine from running at large in the township of Clinton, in the county of Essex, and the township of Rahway, in the county of Union," to the townships of Bridgewater, Hillsborough, and Branchburg, in the county of Somerset, and the township of Chester, in the county of Morris, the township of South Orange, in the county of Essex, and the township of Stockton, in the county of Camden, and to the townships of Northampton and Mansfield, in the county of Burlington, and to the township of Greenwich, in the county of Cumberland,..... ib.

69. A supplement to the act entitled "An act to incorporate the town of Phillipsburg, in the township of Phillipsburg, in the county of Warren," approved March eighth, one thousand eight hundred and sixty-one,..... 124

70. Supplement to an act entitled "An act to enable the city of Hudson to introduce water, and to pay for the laying of water pipes in a portion of said city," approved March fifteenth, eighteen hundred and sixty-one,..... 125

71. An act to improve the condition and breed of horses and cattle in the state of New Jersey,..... 128

Chapter.		Page
72.	An act to incorporate the Alpine Cemetery Association,	130
73.	An act to incorporate the Ivanhoe Manufacturing Company,	132
74.	An act to vest in a majority of the Board of Directors of the Hoboken and Weehawken Horse Railroad Company the usual powers of directors,	136
75.	A supplement to the act entitled "An act to incorporate the Westfield and Hackensack Horse Railroad Company." approved March twenty-second, eighteen hundred and sixty,	137
76.	A further supplement to the act entitled "An act to incorporate the Gloucester Turnpike Company," approved March fifth, eighteen hundred and fifty,	ib.
77.	A further supplement to "An act to authorize the construction of works for the purpose of supplying Jersey City and places adjacent with pure and wholsome water," approved March twenty-fifth, eighteen hundred and fffty-two,	139
78.	A supplement to an act entitled "An act to provide for the support of the Government of this State, and to fix the salaries of the public officers," approved April fourth, one thousand eight hundred and forty-five,	141
79.	An act to incorporate the Trenton Arms Company,	142
80.	A further supplement to an act entitled "An act to incorporate Jersey City," approved March eighteenth, one thousand eight hundred and fifty-one,	144
81.	A supplement to an act entitled "An act to incorporate Jersey City,"	ib.
82.	A further supplement to the act entitled "An act concerning taxes," approved April fourteenth, one thousand eight hundred and forty-six,	145
83.	Supplement to an act entitled "An act to divide the township of North Bergen, in the county of Hudson," passed February twenty eighth, one thousand eight hundred and sixty-one, erecting the township of West Hoboken, &c.,	146
84.	An act to incorporate the Englishtown Turnpike Company,	151
85.	A supplement to an act entitled "An act to prevent horses, cattle, sheep and swine from running at large in the townships of Hackensack and Harrington, in the county of Bergen," approved February twelfth, one thousand eight hundred and fifty-two,	160
86.	A further supplement to the act entitled "An act relating to the registering and returns of births, deaths and marriages in the state of New Jersey," approved March third, one thousand eight hundred and forty-eight,	161
87.	An act to incorporate the town of Bergen,	162
88.	An act to create from parts of the town of Orange and the townships of Caldwell and Livingston, in the county of Essex, a new township, to be called the township of Fairmount,	178

Chapter. Page

89. An act to authorize a ferry from Edgewater, Bergen county, New Jersey, to New York, ... 180
90. An act to incorporate the Matawan and Holmdel Turnpike Company, ... 181
91. A further supplement to an act entitled "An act to erect parts of the counties of Essex and Bergen into a new county, to be called the county of Passaic; and the eastern part of the county of Gloucester into a separate county, to be called the county of Atlantic." 189
92. An act to enable the owners and possessors of the meadow, marsh and swamp lands on Butcher's Creek and New Port Creek, in the county of Cumberland, to make a dam across the said creeks, and to erect and maintain banks, dikes, dams and water works sufficient to prevent the tide from overflowing the same, ... 191
93. A supplement to the act entitled "An act for the relief of creditors against absconding and absent debtors," approved April sixteenth, one thousand eight hundred and forty-six, ... 194
94. An act relating to Commercial Paper, ... ib.
95. An act relative to public roads in the township of Tewksbury, in the county of Hunterdon, ... 196
96. A further supplement of an act to extend the provisions of an act to prevent horses, cattle, sheep and swine from running at large in certain parts of the township of Pequanac, in the county of Morris, approved March fourteenth, one thousand eight hundred and sixty-one; and also an act to extend the provisions of the same act to other parts of the said township of Pequanac, approved March twenty-second, one thousand eight hundred and sixty, ... 197
97. An act to incorporate Warren Lodge, Number Thirteen, Free and Accepted Masons, ... 198
98. An act to incorporate the Madison Aqueduct Company, ... 199
99. A further supplement to an act entitled "An act for the preservation of deer and other game, and to prevent trespassing with guns," approved April sixteenth, eighteen hundred and forty-six, ... 204
100. A supplement to the act entitled "An act to incorporate the Trenton Horse Car Railroad," approved March ninth, eighteen hundred and fifty-nine, ... 205
101. An act relative to taxes due from incorporated companies in this state, ... ib.
102. An act to confirm the sale under foreclosure of the property, rights and franchises of the New York and Erie Railroad Company, and to complete the organization of the Erie Railway Company, ... 206
103. An act to incorporate the Middletown Point and Keyport Gas Light Company, ... 209

Chapter. Page

104. An act granting certain powers to the township committee of the township of Bayonne, in the county of Hudson, and for the better collection of taxes and assessments in said township, ... 212

105. An act to incorporate Windsor Lodge, Odd Fellows Association, of Hightstown, New Jersey, ... 217

106. Supplement to an act entitled "An act to incorporate the Citizens' Insurance Company, of Elizabeth," 218

107. A further supplement to the act entitled "An act making lands liable to be sold for the payment of debts," 219

108. A supplement to the act entitled "An act to incorporate the Hackettstown Aqueduct Company," approved March tenth, eighteen hundred and fifty-three, ... 220

109. An act to amend an act entitled "A further supplement to an act entitled 'an act to incorporate Jersey City,'" approved March eighteenth, eighteen hundred and fifty-one, which supplement was approved March fifteenth, eighteen hundred and sixty-one, ... 221

110. A supplement to the act entitled "An act to incorporate trustees for the management and care of the fund for the support of the Episcopate of the Diocese of New Jersey," approved February fourteenth, eighteen hundred and sixty, ... ib.

111. A further supplement to an act entitled "An act concerning roads," approved April sixteenth, eighteen hundred and forty-six, ... 222

112. A further supplement to "An act to authorize the construction of works for the purpose of supplying Jersey City and places adjacent with pure and wholesome water," approved March twenty-fifth, one thousand eight hundred and fifty-two, ... 224

113. A supplement to an act entitled "An act to authorize commissioners and the taking of depositions," approved April fifteenth, one thousand eight hundred and forty-six, ... 225

114. A further supplement to the act entitled "An act to incorporate the Merchants' Mutual Fire and Marine Insurance Company," approved February eighteenth, eighteen hundred and fifty-eight, ... 227

115. A further supplement to an act entitled "An act to incorporate the city of Hudson," approved April eleventh, one thousand eight hundred and fifty-five, ... 228

116. An act to authorize the Lehigh Crane Iron Company, incorporated by an act of the legislature of Pennsylvania, to construct a railroad in the county of Sussex, for the use of their iron mines and other mines in the vicinity thereof, 232

117. Supplement to an act entitled "An act to incorporate the City of Hudson Fire Department Fund, for the benefit of all indigent and infirm firemen of the city of Hudson, and also their widows and orphans," approved February sixteenth, one thousand eight hundred and sixty-one, ... 236

Chapter. Page

118. A supplement to "An act relative to juries and verdicts," approved April seventeenth, one thousand eight hundred and forty-six, ... 237
119. A supplement to the "Act to incorporate the Flemington Gas Light Company," ..... ib.
120. A supplement to an act entitled "An act to revise and amend the charter of the city of Newark," approved March eleventh, one thousand eight hundred and fifty-seven, ... 238
121. An act authorizing the mayor and common council of the city of Hoboken to raise money by temporary loan, for the purpose of distributing relief to the families of volunteers engaged in the war service of the United States, ... 239
122. An act to incorporate "The Union Glass Manufacturing Company," 242
123. A further supplement to an act entitled "An act to authorize the inhabitants of the several townships of this state to vote by ballot at their town meetings," approved March twenty-second, one thousand eight hundred and sixty, ... 244
124. A supplement to an act entitled "An act to incorporate Jersey City," approved March eighteenth, one thousand eight hundred and fifty-one, ... 245
125. A supplement to an act entitled "An act to establish Public Schools," approved April seventeenth, one thousand eight hundred and forty-six, ... 246
126. An act to authorize the inhabitants of the township of Livingston, in the county of Essex, to vote by ballot at their town meetings, ... ib.
127. A supplement to an act entitled "An act to establish Public Schools," 250
128. An act to authorize the building of a bridge over English or Overpeek Creek, in the county of Bergen, ... 251
129. An act to incorporate the Trenton Zinc Company, ... ib.
130. A further supplement to the act entitled "An act to prevent the destruction of small and harmless birds," approved March sixth, one thousand eight hundred and fifty, 253
131. A supplement to an act entitled "An act respecting apprentices and servants," 254
132. A further supplement to the act entitled "An act to incorporate Jersey City," passed March eighteenth, one thousand eight hundred and fifty-one, ... 255
133. A supplement to an act entitled "An act for the relief of such portion of the militia of this state as may be called into service," approved May eleventh, one thousand eight hundred and sixty-one, ... 256
134. An act concerning goats, ... 257
135. An act to change the name of the Methodist Episcopal Church at Washington, in the county of Middlesex, and to declare the said church a free church, ... ib.

Chapter.		Page
136.	An act for the relief of Patrick Tully,	258
137.	A supplement to the act entitled "An act to authorize the inhabitants of the city of New Brunswick, school district number one, of the township of North Brunswick, county of Middlesex, to elect a board of education," approved March third, one thousand eight hundred and fifty-five,	259
138.	A supplement to an act entitled "An act to incorporate the Hoboken and West Hoboken Passenger Railway Company," approved March twenty-third, one thousand eight hundred and fifty-nine,	260
139.	An act to incorporate the Ocean Agricultural Railroad Company,	ib.
140.	An act to regulate fishing in Cheesequake Creek, in the county of Middlesex,	267
141.	A further supplement to the act entitled "An act to protect fish in Budd's lake, in the township of Roxbury, in the county of Morris," approved March fifth, one thousand eight hundred and fifty-three,	ib.
142.	An act to prevent fishing with seines or gill nets in the Passaic river, between Dundee dam and the Passaic falls,	268
143.	A supplement to "An act to incorporate the Alleghany Mining Company, of Warren County, State of New Jersey," approved February twenty-sixth, eighteen hundred and forty-seven,	269
144.	A further supplement to the act entitled "An act to incorporate the city of Cape Island," approved February twenty-eighth, one thousand eight hundred and fifty-one,	270
145.	A further supplement to the act entitled "An act concerning roads," approved April sixteenth, one thousand eight hundred and forty-six,	271
146.	An act to prevent the fraudulent transfer of property, and to facilitate the collection of just claims,	ib.
147.	An act to suspend the penalties of the non-redemption in specie of bank notes,	273
148.	A supplement to an act entitled "An act to incorporate Jersey City," approved March eighteenth, one thousand eight hundred and fifty-one,	274
149.	An act to incorporate the West Jersey Oil Manufacturing Company,	277
150.	A further supplement to the act entitled "An act to incorporate the city of Rahway," approved March twelfth, one thousand eight hundred and fifty-eight,	280
151.	An act to change the name of Sculltown, in Salem county, to that of Auburn,	289
152.	A supplement to the act entitled "An act for the publication of chancery and law reports," approved April seventeenth, one thousand eight hundred and forty-six,	ib.
153.	An act to repeal "An act to incorporate the Merchants' Bank of the city of Trenton," approved March twenty-second, one thousand eight hundred and sixty,	290

Chapter. Page

154. A supplement to an act entitled "An act to revise and amend the charter of the city of Perth Amboy," approved March eighth, one thousand eight hundred and fifty-nine, ... 291

155. A further supplement to an act entitled "An act to incorporate the West Jersey Railroad Company," approved February fifth, eighteen hundred and fifty-three, ... 293

156. A supplement to the act entitled "An act to incorporate the Hudson County Mutual Insurance Company," approved February eleventh, one thousand eight hundred and forty-two, ... 294

157. An act respecting Railroads, ... 295

158. A further supplement to the act entitled "An act authorizing the appointment of commissioners to lay out streets, avenues and squares in the city of Newark," 296

159. A supplement to an act entitled "An act revising and amending an act to incorporate the city of Paterson," passed March fourteenth, one thousand eight hundred and sixty-one, ... ib.

160. A further supplement to the act entitled "An act to authorize the business of banking," approved February twenty-seventh, one thousand eight hundred and fifty, ... 300

161. An act increasing the compensation of the Treasurer of the State of New Jersey, ... 301

162. An act to incorporate the Excelsior Manufacturing Company, ... 302

163. A supplement to an act entitled "An act to establish and regulate pilots for the ports of Jersey City, Newark and Perth Amboy, by way of Sandy Hook," 304

164. A supplement to the act entitled "An act concerning inns and taverns," approved April seventeenth, one thousand eight hundred and fifty-six, ... 305

165. Supplement to an act entitled "An act for the preservation of clams and oysters," approved April fourteenth, one thousand eight hundred and forty-six, ... 306

166. An act to authorize the Trustees of Union School District, Wayne township, Passaic county, to raise by taxation the amount expended for building a school house for said district, ... 307

167. A further supplement to an act entitled "An act to re-organize the courts of law," approved February ninth, one thousand eight hundred and fifty-five, ... 308

168. An act making an appropriation for repairs to the State Lunatic Asylum, ... ib.

169. An act to authorize the Mayor and City Council of Cape Island to purchase and hold gas works, and to issue bonds therefor, ... 309

170. An act to incorporate the Evangelical Lutheran Synod of New Jersey, ... 310

Chapter. Page

171. An act to authorize the Thomas Iron Company to construct a railroad from their iron mines and other mines in the vicinity thereof, in the county of Morris, to the Morris canal and the Morris and Essex railroad, ... 311

172. A further supplement to the act entitled "An act to regulate elections," approved April sixteenth, one thousand eight hundred and forty-six, ... 312

173. A further supplement to an act entitled "An act to incorporate the New Brunswick Water Company," approved March first, one thousand eight hundred and fifty-nine, .. ib.

174. An act for the relief of John Suter and Patience Venell, widow of James Venell, of the county of Camden, ... 313

175. An act in relation to the Military Tax in the county of Essex, ... ib.

176. A further supplement to the act entitled "An act against Usury," approved April tenth, one thousand eight hundred and forty-six, ... 314

177. An act for protection against Mad Dogs, ... 315

178. A supplement to the act entitled "An act authorizing a loan for the purposes of war, to repel invasion and suppress insurrection, and appropriating the same, and providing for the payment thereof," approved May tenth, one thousand eight hundred and sixty-one, ... 316

179. An act to extend the provisions of an act entitled "An act to prevent horses, cattle, sheep and swine from running at large in the townships of Hackensack and Harrington, in the county of Bergen," to the township of South Brunswick, in the county of Middlesex, and the township of Franklin, in the county of Somerset, ... ib.

180. A further supplement to the act entitled "An act to regulate elections," approved April sixteenth, one thousand eight hundred and forty-six, ... 317

181. A supplement to the act entitled "An act to better regulate and discipline the Morris Brigade," approved March fourteenth, one thousand eight hundred and sixty-one, ... 318

182. An act to incorporate the Morristown Bank, in the county of Morris, ... 319

183. A further supplement to the act entitled "An act constituting courts for the trial of small causes," approved April sixteenth, one thousand eight hundred and forty-six, ... 325

184. A supplement to the act entitled "An act concerning roads," approved April sixteenth, in the year of our Lord one thousand eight hundred and forty-six, ... 326

185. An act appropriating money for repairing the State Arsenal, 327

186. An act to authorize the collectors of taxes in the county of Passaic to dispose of and pay over certain moneys now held by them, ... ib.

187. An act to recognize and authorize the organization of, and to incorporate the Central American Transit Company, .. 328

Chapter. Page

188. A further supplement to the act entitled "An act to revise and amend the charter of the city of Newark," 333

189. An act entitled "A further supplement to the act entitled 'an act respecting the Orange and the Passaic Brigades, and to better regulate and discipline the same,'" 338

190. An act to incorporate the East Newark Gas Light Company, ... ib.

191. An act relative to the Red Bank and Woodbury Turnpike or McAdamized Road Company, ... 342

192. A supplement to the act entitled "An act establishing a militia system," approved April seventeenth, one thousand eight hundred and forty-six, ... 343

193. A further supplement to the act entitled "An act to prevent horses, cattle, sheep and swine from running at large in the township of Clinton, in the county of Essex, and the township of Rahway, in the county of Union," approved March fourth, eighteen hundred and fifty-eight, ... ib.

194. A further supplement to the act entitled "An act concerning taxes," approved April fourteenth, one thousand eight hundred and forty-six, ... 344

JOINT RESOLUTIONS.

1. Relative to the direct tax imposed upon the State of New Jersey by the act of Congress approved August fifth, one thousand eight hundred and sixty-one, ... 355

2. Relative to the establishment of the Naval School at the city of Perth Amboy, ... ib.

3. Relative to Lieutenant General Winfield Scott, ... 356

4. Relative to the defences of the States of New Jersey, Pennsylvania and Delaware, ... 357

5. Concerning the establishment of a National Foundry and Furnace in the State of New Jersey, ... 358

INDEX.

INDEX

A.

Page

Acknowledgments and Proofs of Deeds—act to confirm,..... 20
Actions of Replevin—supplement to act to better regulate, ... 111
Absconding Debtors—supplement to act for relief of creditors against,..... 194
Adjutant and Quartermaster General—act providing compensation to,..... 61
Agricultural Society of Passaic County—act to incorporate the, 89
Aldermen and Mayor of Paterson—act to authorize—to borrow money,..... 59
Alleghany Mining Company—Supplement to act to incorporate, 269
Alpine Cemetery Association—act to incorporate,..... 130
Apprentices and Servants—supplement to act respecting,..... 254
American Mutual Fire Insurance Company—supplement to act incorporating,..... 16
Appropriation—for Nixon's Digest—subscription, ... 35
for Adjutant and Quartermaster General, ... 61
for support of Government of this State,..... 141
for Treasurer, ... 301
for State Lunatic Asylum,..... 308
for repairing State Arsenal, ... 327
for purposes of War, ... 316
Aqueduct Company—Morris—act to incorporate,..... 30
Madison do do 199
Hackettstown do do 220
Arms Company—Trenton—act to incorporate, ... 142
Arsenal—State—act appropriating money for, ... 327
Assessment and collection of taxes—supplement to act providing for,..... 76
Association—Firemen's Benevolent, of Paterson—act to incorporate,..... 48
Building and Loan, of Medford, Burlington county—act to annul charter of, ... 61
Windsor Lodge Odd Fellows—act to incorporate, ... 217

Page
Asylum, State Lunatic—appropriation for,..... 308
Auburn—act to change name of Sculltown, Salem county, to... 289

B.

Bank—Mount Holly—act relative to,..... 70
Union, at Frenchtown—act relative to,..... 103
of New Jersey—act to reduce capital stock, ... 102
Notes—to suspend non-redemption in specie of,..... 273
Merchants, of Trenton—to repeal act to incorporate,... 290
Morristown—to incorporate,..... 319
Banking—Supplement to act authorizing business of,..... 300
Ballot—inhabitants of Lower Alloway's to vote by,..... 8
Inhabitants of the townships of Bedminster, Warren, Randolph, Chester, Rockaway, West Windsor, Hope, Hardwick, Knowlton, Dover and Millstone, to vote by..... 67
Inhabitants of township of Raritan to vote by,..... 98
Inhabitants of the several townships of this State to vote by,..... 244
Inhabitants of the township of Livingston to vote by.. 246
Inhabitants of the township of Pompton to vote by.... 101
Baptist Church, First—of New Mills—act for relief of,..... 35
Bayonne—act granting powers to township of,..... 212
Bennet, Barzillai W.—to legalize acts of, as commissioner of deeds 54
Bergen—act to incorporate,..... 162
supplement to act providing for sale of lands,..... 4
Birds—supplement to act to prevent destruction of,..... 253
Births, Deaths and Marriages—relating to registering,..... 161
Brigade—Morris—supplement to act to regulate,..... 318
Orange and Passaic—respecting,..... 338
Bridges—English Creek—to authorize building of,..... 251
Budd's Lake—supplement to act to protect fish, ... 267
Bull's Ferry and New York Railroad Company—supplement to act to incorporate,..... 112
Burlington House of Industry—act to incorporate, ... 25
County—Medford Loan and Building Association, in—act to annul charter of,..... 61
Butcher's Creek—act relative to sale of lands on,..... 191

C.

Cape Island—supplement to act to incorporate city of,..... 270
act to authorize mayor and city council to purchase gas works,..... 309
Capital Stock of Bank of New Jersey—act to reduce,..... 102
Cattle, Horses, &c.—act to prevent running at large in townships of Clinton, Rahway, Chester, South Orange, Stockton, Northampton, Mansfield, Greenwich,..... 122
act to prevent running at large in townships of Hackensack and Harrington, ... 160

Page

Cattle, Horses, &c.—act to prevent running at large in township of Pequannock, ... 197
act to prevent running at large in townships of Hackensack, Harrington, South Brunswick and Franklin, ... 316
act to prevent running at large in townships of Clinton and Rahway, ... 343
act to improve breed of, in New Jersey, ... 128
Cemetery, Holmdel—act to incorporate, ... 8
Hackensack do 18
Old Hook, in Bergen county—act to incorporate, ... 46
Alpine do ... 72
Central American Transit Company—act to incorporate, ... 187
Certificates of Notaries—act relative to, ... 34
Cheesequake Creek—act to regulate fishing in, ... 267
Church—First Baptist, at New Mills—relief of, ... 37
Presbyterian, of Morristown—act to change name of, .. 69
Methodist Episcopal, Middlesex do do .. 257
Evangelical Lutheran—act to incorporate, ... 310
Charter of Newark—supplement to act to amend, ... 238
further supplement to amend, ... 333
of City of Perth Amboy—further supplement to an act to revise and amend, ... 291
City of Newark—act to amend charter of, ... 238
further supplement to act to amend charter of, ... 333
act authorizing commissioners to lay out streets in, ... 296
Cape Island—act to incorporate, ... 270
City of Rahway—further supplement to act to incorporate, ... 280
Perth Amboy—supplement to act to amend charter of, . 291
Citizens Insurance Company of Elizabeth—act to incorporate, .. 218
Clams and Oysters—supplement to act for the preservation of, . 306
Commissioners of Deeds—supplement to act relative to, ... 17
to legalize doings of Barzillai W. Bennet, as 54
for laying out streets, &c.—act to authorize, ... 296
Cohansey—act to enable committee to borrow money, ... 103
Commercial Paper—act relative to, ... 194
Committee—of township of North Brunswick to convey to New Brunswick lands, ... 52
Company—Hackensack Cemetery—act to incorporate, ... 23
Red Bank Gas Light do 37
Old Hook Cemetery do 65
Telegraph—act relative to operatives, ... 69
Merchants' Mutual Fire and Marine Insurance—further supplement to an act to incorporate, ... 227
Lehigh Crane Iron—authorized to construct a railroad, 232
County—supplement to act to erect a new county from parts of Essex and Bergen, ... 189
Court—supplement to act constituting—for trial of small causes, 27
further supplement to act constituting—for trial of small causes, ... 325
Orphans—respecting, ... 41
of Law—supplement to act to simplify pleadings and practice in, ... 58
of Law—further supplement of act to re-organize, ... 308

Page
Creditors—supplement to act for relief of, ... 194
Crimes—supplement to act for the punishment of, ... 113

D.

Deaths, Births and Marriages—supplement to act relating to registering, ... 161
Debtors, Absconding—act for relief of creditors against, ... 194
Deeds—to confirm acknowledgments and proofs of, ... 20
for Lot—act to authorize Sarah Voorhees to make, ... 28
Commissioner of—to legalize doings of Barzillai W. Bennet as, ... 54
Depositions—supplement to act authorizing the taking of, ... 225
Deer and Game—supplement to act for the preservation of, ... 51
further supplement to act for the preservation of, ... 204
Diocese of New Jersey, Episcopate—to incorporate trustees for the management and support of, ... 221
Dogs—act for protection against mad, ... 315
Doughty, John—supplement to act to incorporate—proprietor of Morris Aqueduct Company, ... 30
Drain—enabling owners of lands to, ... 79
enabling owners of land on Butchers' Creek to, ... 191

E.

East Brunswick—act to authorize committees of, to convey lands, ... 52
East Newark Gas Light Company—act to incorporate, ... 338
Edgewater—act to authorize ferry, ... 180
Elections—supplement to act to regulate, ... 7
further supplement to act to regulate, ... 312
do do 317
Elizabeth—Citizens' Insurance Company—supplement to act to incorporate, ... 218
English Creek—to authorize building bridge over, ... 251
Englishtown Turnpike Company—act to incorporate, ... 151
Episcopal Diocese of New Jersey—to incorporate trustees for management of, ... 221
Equity and Law Reports—act respecting, ... 21
Erie and New York Railroad—act to confirm sale of property, rights, &c., of the, ... 206
Essex and Bergen—supplement to act to erect new counties from parts of, ... 189
Essex—act relative to military tax in the county of, ... 313
Evangelical Lutheran Church—act to incorporate, ... 310
Excelsior Manufacturing Company—to incorporate, ... 302

F.

Fairmount—to create township of, ... 178
Ferry—act to authorize, from Edgewater, ... 180

Page
Fire Company, Neptune—supplement to act to incorporate,.... 47
Firemen's Benevolent Association—act to incorporate,..... 48
Firemen of Jersey City—supplement to act to incorporate,.... 62
Fire Department Fund of City of Hudson—act to incorporate,.. 228
Fishing in Cheesequake Creek—act to regulate,..... 267
with seines or gill nets—act to prevent,..... 268
Fish in Budd's Lake—supplement to act to prevent,..... 267
Flemington Gas Light Company—supplement to act incorporating,..... 237
Foreclosure of rights of New York and Erie Railroad—act to confirm sale of,..... 206
Fraudulent transfer of property—act to prevent,..... 271
Freehold Township—act to authorize trustees to use surplus money,..... 46
Fund—supplement to act to incorporate Hudson Fire Department,..... 236

G.

Game and Deer—supplement to act for preservation of,..... 51
further do do do 204
Gas Light Company—to incorporate Newton,..... 29
to incorporate Red Bank,..... 37
to incorporate Middletown Point and Keyport,..... 209
to incorporate Flemington,..... 237
to incorporate East Newark,..... 338
Gas Works—authorising the mayor of Cape Island to purchase, 309
Gill Nets or Seines—act to prevent fishing with,..... 268
Glass Manufacturing Company—act to incorporate the Union,.. 242
Gloucester Turnpike Company—supplement to act incorporating,..... 137
Goats—act concerning,..... 257
Government of this State—supplement to act providing for,.... 141

H.

Hackensack Cemetery Company—act to incorporate,..... 23
Hackettstown Aqueduct Company—supplement to act to incorporate,..... 220
Hoboken—further supplement to act to incorporate,..... 13
do do do 55
and Weehawken Horse Railroad Company—act to vest in majority of Board of Directors the usual powers of directors,..... 136
to authorize mayor of, to raise money,..... 239
and West Hoboken Railway Company—to incorporate, 260
Holmdel Cemetery—act to incorporate,..... 8
and Middletown Turnpike Company—act to incorporate 90
Horses, Cattle, &c.—to prevent running at large in the townships of Hackensack and Harrington,..... 160
in the townships of Clinton, Rahway, Chester, South Orange, Stockton, Northampton, Mansfield and Greenwich,..... 122

Page

Horses, Cattle, &c.—act to prevent running at large in the township of Pequannock,..... 197
in the townships of Hackensack, Harrington, South Brunswick and Franklin,..... 316
in the townships of Clinton and Rahway,..... 343
act to improve breed in New Jersey,..... 128
House of Industry—act to incorporate Burlington,..... 25
Hudson—supplement to act providing for sale of lands, ... 4
New Jersey and Delaware Railroad—to incorporate,.. 12
to enable city of, to introduce water, ... 125
to incorporate city of,..... 228
Fire Department Fund—to incorporate,..... 236
County Mutual Insurance Company—to incorporate,.. 294

I.

Incorporating the Northern Railroad Company of New Jersey,. 1
the Cemetery of Holmdel,..... 8
the New Jersey, Hudson and Delaware Railroad,..... 12
the Perth Amboy and Bound Brook Railroad, ... 13
the City of Hoboken, ... ib.
the American Mutual Fire Insurance Company,..... 16
the Hackensack Cemetery Company,..... 23
the Burlington House of Industry,..... 25
the Salem Railroad Company, ... 26
the Newton Gas Light Company,..... 29
John Doughty and associates, proprietors of Morris Aqueduct Company,..... 30
the Red Bank Gas Light Company,..... 37
the Stockton and Newton Turnpike,..... 44
the Neptune Fire Company of West Hoboken, ... 47
Firemen's Benevolent Association of Paterson,..... 48
the City of Hoboken, ... 55
the Firemen of Jersey City,..... 62
the Old Hook Cemetery Company,..... 65
the Trenton and Allentown Turnpike Company, ... 66
the Manalapan Turnpike Company,..... 80
the Passaic County Agricultural Society,..... 89
the Holmdel and Middletown Turnpike Company..... 90
the New York and Bull's Ferry Railroad Company,... 112
the Town of Orange, ... 114
the Town of Phillipsburgh,..... 124
the Alpine Cemetery Association,..... 130
the Ivanhoe Manufacturing Company,..... 132
the Westfield and Hackensack Horse Railroad,..... 137
the Gloucester Turnpike Company, ... ib.
the Trenton Arms Company, ... 142
Jersey City,..... 144
the Englistown Turnpike Company,..... 151
the Town of Bergen,..... 162
the Matawan and Holmdel Turnpike Company,..... 181
the Warren Lodge, No. 13, F. and A. M.,..... 198

Page
Incorporating Madison Aqueduct Company,..... 199
Trenton Horse Car Railroad, ... 205
Companies—relative to taxes, ... ib.
Middletown Point and Keyport Gas Light Company,.. 209
Windsor Lodge Odd Fellows Association,..... 217
Citizen's Insurance Company of Elizabeth,..... 218
Hackettstown Aqueduct Company, ... 220
Trustees for management and support of Episcopate of Diocese of New Jersey, ... 221
Merchants' Mutual Fire and Marine Insurance Company, ... 227
City of Hudson, ... 228
City of Hudson Fire Department Fund, &c.,..... 236
Flemington Gas Light Company,..... 237
Union Glass Manufacturing Company, ... 242
Jersey City,..... 245
Trenton Zinc Company,..... 251
Jersey City,..... 255
Hoboken and West Hoboken Railway Company, ... 260
Ocean Agricultural Railroad Company,..... ib.
Alleghany Mining Company,..... 269
City of Cape Island,..... 270
Jersey City,..... 274
West Jersey Oil Manufacturing Company,..... 277
City of Rahway,..... 280
Merchant's Bank of Trenton,..... 290
West Jersey Railroad Company, ... 293
Hudson County Mutual Insurance Company,..... 294
City of Paterson,..... 296
Excelsior Manufacturing Company,..... 302
Evangelical Lutheran Church,..... 310
New Brunswick Water Company, ... 312
Morristown Bank,..... 319
Central American Transit Company,..... 328
East Newark Gas Light Company,..... 338
Red Bank and Woodbury Turnpike or McAdamized Road Company,..... 342
Inns and Taverns—supplement to act respecting,..... 305
Insurance Company, American Mutual Fire—to incorporate, .. 16
Citizens', of Elizabeth—to incorporate,..... 218
Merchants' Mutual Fire and Marine—to incorporate,.. 227
Hudson County Mutual—to incorporate,..... 294
Intoxicating Liquors—act relative to sale of,..... 110
Iron Company, Lehigh Crane—authorized to construct a railroad, 232
Thomas—authorized to construct a railroad,..... 311
Ivanhoe Manufacturing Company—act to incorporate,..... 132

J.

Jersey City—supplement to act to incorporate Firemen of,.... 62
to construct Works for supplying with water, ... 139
to incorporate,..... 144

Page

Jersey City—to incorporate, ... 144
do 221
to supply with water, ... 224
to incorporate, ... 245
do 255
do 274
Newark and Perth Amboy, by way of Sandy Hook—to regulate Pilots for ports of, ... 304
Juries and Verdicts—relative to, ... 237

L.

Lands—Providing for sale of, ... 4
Making lands liable to be sold for debt, ... 19
Partition of ..... ib.
Making lands liable to be sold for debt, ... 219
Law and Equity Reports—act respecting, ... 21
Lehigh Crane Iron Company—to construct railroad, ... 232
Liquors—act relative to sale of Intoxicating, ... 110
Livingston—authorizing inhabitants of, to vote by ballot, ... 246
Loan and Building Association—act to annul charter of Medford 61
Lodge, Warren, No. 13, F & A. M.—to incorporate, ... 198
Windsor, Odd Fellows Association, do 217
Lower Alloway's Creek, authorizing inhabitants of, to vote by ballot, ... 8
Lunatic Asylum, State—Appropriation for, ... 308
Lutheran Church, Evangelical—to incorporate, ... 310

M.

Madison Aqueduct Company—to incorporate, ... 199
Manalapan Turnpike Company do 80
Manufacturing Company, Ivanhoe—to incorporate, ... 132
Union Glass, do 242
West Jersey Oil, do 277
Excelsior, do 302
Marriages, Births and Deaths—relating to returns of, ... 161
Matawan and Holmdel Turnpike—to incorporate, ... 181
Mayor and Aldermen of Paterson—to authorize to borrow money 59
and Council of Hoboken to raise money, ... 239
and City Council of Cape Island to purchase gas works, 309
Meadow Lands—to drain, ... 79
do 191
Medford Loan and Building Association—to annul charter of, .. 61
Merchants' Mutual Fire and Marine Insurance Company—to incorporate, ... 227
Bank of Trenton—to repeal act to incorporate, ... 290
Methodist Episcopal Church—act to change name of, ... 257
Middletown—to authorize road district of, to vote additional road tax, ... 11
Point and Keyport Gas Light Company—to incorporate 209

Page
Military of Essex County—relative to,..... 313
Militia—relief of,..... 256
System—establishing a,..... 343
Mining Company, Allegheny—to incorporate,..... 269
Morris Brigade—act to regulate, ... 318
County of—to authorize railroad, ... 311
Morristown, Presbyterian Church at—act to change name of,.. 69
Bank—to incorporate, ... 319
Mount Holly Bank—act relative to,..... 70
Mutual Fire and Marine Insurance Company, Merchants'—to incorporate, ... 227
Insurance Company, Hudson County—to incorporate,. 294

N.

Neptune Fire Company—to incorporate, ... 47
Newark—supplement to act to amend charter of,..... 238
authorizing Commissioners to lay out streets, &c., in.. 296
further supplement to amend charter,..... 333
New Brunswick—authorizing inhabitants of, to elect board of education, ... 259
Water Company—to incorporate,..... 312
New Jersey, Northern Railroad of—to incorporate,..... 3
Hudson and Delaware Railroad—to incorporate,..... 12
Bank of—to reduce capital stock,..... 102
to improve breed of Horses and Cattle in..... 128
Episcopate of Diocese of—for support of,..... 221
New Mills—relief of First Baptist Church of,..... 35
Newton Gas Light Company—to incorporate,..... 29
New York and Bull's Ferry Railroad Company—to incorporate, 112
Nixon's Digest—act authorizing subscription for,..... 35
North Bergen—supplement to act to divide township of, ... 15
do do do 146
North Brunswick—to authorize committees of, to convey lands to New Brunswick,..... 52
Notaries—certificates of,..... 34

O.

Ocean Agricultural Railroad Company—act to incorporate,.... 260
Odd Fellows Association, Windsor Lodge—act to incorporate,. 217
Oil Manufacturing Company, West Jersey—to incorporate,.... 277
Old Hook Cemetery Company, do 65
Orange—to incorporate town of,..... 114
and Passaic Brigades—act respecting,..... 338
Orphan's Court—respecting,..... 41
further supplement to act respecting, ... 57
Oysters and Clams—supplement to act for preservation of, ... 306

P.

Parish, St. Stephen's, at South Amboy—to change name,..... 45
Partition of lands held by co-parceners, &c., ... 19

Page

Passaic County Agricultural Society—to incorporate,..... 89
River—act to prevent fishing with seines in,..... 268
to authorize collectors of taxes in county of, to pay moneys 327
and Orange Brigades—act respecting,..... 338
Paterson, Firemen's Benevolent Association of—to incorporate, 48
Mayor and Aldermen of, to borrow money,..... 59
City of—to incorporate,..... 296
Perth Amboy and Bound Brook Railroad—to incorporate,..... 13
to amend charter of,..... 291
Pequannock—to prevent horses, &c., from running at large in parts of,..... 197
Phillipsburgh—to incorporate,..... 124
Pilots—to regulate,..... 304
Piscataway—act to authorize road districts in township of, to vote additional road tax,..... 11
Pleadings and Practice in Courts—act to simplify,..... 58
Pompton—to authorize inhabitants of, to vote by ballot,..... 101
Ports—to regulate Pilots for,..... 314
Practice and Pleadings in courts—act to simplify,..... 58
Presbyterian Church of Morristown—act to change name of,... 69
Printing, Public—act relative to,..... 42
Property—act to prevent fraudulent transfer of,..... 271
Proofs of Deeds—act to confirm..... 20
Public Schools—to establish,..... 246
do 250
Private Laws—to incorporate the Northern Railroad of New Jersey,..... 3
to incorporate Cemetery of Holmdel,..... 8
New Jersey, Hudson and Delaware railroad,..... 12
American Mutual Fire Insurance Co.,. 16
Hackensack Cemetery Company,..... 23
Salem Railroad Company,..... 46
to authorize Sarah Voorhees to make deed for lot,..... 28
to incorporate Newton Gas Light Company,..... 29
John Doughty and associates, proprietors of Morris Aqueduct Company,..... 30
relief of First Baptist Church, at New Mills,..... 35
to incorporate Red Bank Gas Light Company,..... 37
Stockton and Newton Turnpike,..... 44
to change name of St. Stephen's Parish,..... 45
to incorporate Neptune Fire Company,..... 47
Firemen's Benevolent Association of Paterson,..... 48
to annul charter of Medford Loan and Building Association of Burlington,..... 61
to incorporate the Old Hook Cemetery Company,..... 65
the Trenton and Allentown Turnpike Co. 66
to change the name of the Presbyterian Church at Morristown,..... 69
relative to the Mount Holly Bank,..... 70
to incorporate Manalapan Turnpike Company,..... 80
Passaic County Agricultural Society,.. 89

Page

Private Laws—to incorporate Holmdel and Middletown Turnpike Company, ... 90
to reduce capital stock of Bank of New Jersey,..... 102
relative to Union Bank at Frenchtown,..... 103
to incorporate New York and Bull's Ferry Railroad Company, ... 112
to incorporate Alpine Cemetery Association,..... 130
Ivanhoe Manufacturing Company,..... 132
Westfield and Hackensack Horse Railroad, ... 137
Gloucester Turnpike Company,..... ib.
Trenton Arms Company, ... 142
Englistown Turnpike Company,..... 151
to authorize Ferry from Edgewater to New York,..... 180
to incorporate Matawan and Holmdel Turnpike,..... 181
to enable owners of lands to drain,..... 191
to incorporate Warren Lodge,..... 198
Madison Aqueduct Company,..... 199
Trenton Horse Car Railroad,..... 205
to confirm sale of lands of New York and Erie Railroad 206
to incorporate Middletown Point and Keyport Gas Light Company, ... 209
to incorporate Windsor Lodge Odd Fellows Association, ... 217
to incorporate Citizen's Insurance Company of Elizabeth,..... 218
to incorporate Hackettstown Aqueduct Company,..... 220
to incorporate Trustees for support of Episcopate of Diocese of New Jersey,..... 221
to incorporate the Merchants' Mutual Fire and Marine Insurance Company, ... 227
to authorize Lehigh Crane Iron Company to construct a railroad,..... 232
to incorporate Hudson Fire Department Fund,..... 236
to incorporate the Flemington Gas Light Company,... 237
to incorporate the Union Glass Manufacturing Co.,... 242
to authorize building of bridge over English Creek,... 251
to incorporate Trenton Zinc Company, ... ib.
to change name of the Methodist Episcopal Church, at Washington, in the county of Middlesex,..... 257
relief of Patrick Tully,..... 258
to incorporate Hoboken and West Hoboken Railway Company,..... 260
to incorporate Ocean Agricultural Railroad Company,. ib.
to incorporate Allegheny Mining Company,..... 269
to incorporate West Jersey Oil Manufacturing Co.,... 277
to repeal act to incorporate the Merchants' Bank of Trenton,..... 290
to incorporate the West Jersey Railroad Company,... 293
to incorporate Hudson County Mutual Insurance Co.,. 294
Excelsior Manufacturing Company,.... 302
Evangelical Lutheran Church,..... 310
to authorize Thomas Iron Company to construct railroad 311

Page

Private Laws—act for relief of John Suter and Patience Venell, 313
to incorporate the Morristown Bank, 319
Central American Transit Company, 328
East Newark Gas Light Company, 338
act relative to the Red Bank and Woodbury Turnpike or McAdamized Road Company, 342
Public Laws—providing for sale of lands, 4
to regulate elections, 7
to authorize the inhabitants of township of Lower Alloways Creek to vote by ballot, 8
to create a School District of Weehawken township, 11
to authorize road districts of townships of Piscataway, Middlesex county, and Middletown, Monmouth county, to vote road tax, ib.
to incorporate city of Hoboken, 13
to divide township of North Bergen, 15
relative to Commissioners of Deeds, 17
making lands liable to be sold for debts, 19
for the more easy partition of lands, ib.
to confirm acknowledgments and proofs of deeds, 20
respecting Law and Equity Reports, 21
to incorporate Burlington House of Industry, 25
constituting a court for trial of small causes, 27
to certificates of Notaries, 34
authorizing subscription for Nixon's Digest, 35
respecting Orphans' Court, 41
relative to Public Printing, 42
to authorize Trustees to use surplus School Money, 46
for the preservation of Deer and game, 51
to authorize Township Committees to convey property, 52
to legalize doings of Barzillai W. Bennett, 54
to incorporate city of Hoboken, 55
respecting Orphans' Court, 57
to simplify pleadings and practice in Courts, 58
to authorize Mayor and Aldermen of Paterson to borrow money, 59
providing compensation to Adjutant and Quartermaster Generals, 61
to incorporate Firemen of Jersey City, 62
to authorize inhabitants of Bedminster and Warren to vote by ballot, 67
relative to operatives in Telegraph Companies, 69
to provide for the assessment and collection of taxes, 76
to enable owners of lands to drain, 79
to authorize inhabitants of Raritan to vote by ballot, 98
to authorize inhabitants of Pompton to vote by ballot, 101
to enable committee of Cohansey to borrow money, 103
relative to sale of intoxicating liquors, 110
for better regulation of actions of Replevin, 111
for punishment of Crimes, 113
to incorporate the town of Orange, 114
for the preservation of Sheep, 122

Page

Public Laws—to extend an act to prevent Horses, Cattle, &c., running at large in the township of Clinton,..... 122
to incorporate town of Phillipsburg,..... 124
to enable city of Hudson to introduce water,..... 125
act to improve the breed of Horses and Cattle in New Jersey,..... 128
to authorize construction of works for supplying Jersey City with water,..... 139
to provide for the support of the Government of this State..... 141
to incorporate Jersey City,..... 144
to incorporate Jersey City,..... ib.
concerning Taxes,..... 145
to divide township of North Bergen,..... 146
to prevent Horses, Cattle, &c., from running at large in Hackensack and Harrington,..... 160
relating to returns of Births, Deaths and Marriages,.. 161
to incorporate town of Bergen,..... 162
to create township of Fairmount,..... 178
to erect parts of Essex and Bergen into a new county, 189
for relief of creditors against absconding debtors,..... 194
relative to Commercial Paper,..... ib.
relative to public roads in Tewksbury,..... 196
to prevent Horses, Cattle, &c., from running at large in parts of Pequannock,..... 197
for preservation of Deer and game,..... 204
relative to taxes due from incorporated companies,.... 205
granting certain powers to township of Bayonne,..... 212
making lands liable to be sold for debts,..... 219
to amend act to incorporate Jersey City,..... 221
concerning Roads,..... 222
to authorize works for supplying Jersey City with water, 224
authorizing the taking of depositions,..... 225
to incorporate city of Hudson,..... 228
relative to Juries and Verdicts,..... 237
to revive and amend charter of city of Newark,..... 238
to authorize Mayor and Council of Hoboken to raise money,..... 239
to authorize inhabitants to vote by ballot,..... 244
to incorporate Jersey City,..... 245
to establish Public Schools,..... 246
to authorize inhabitants of Livingston to vote by ballot, ib.
to establish Public Schools,..... 250
to prevent destruction of harmless birds,..... 253
respecting Apprentices and Servants,..... 254
to incorporate Jersey City,..... 255
for the relief of the Militia of this State as may be called into service,..... 256
act concerning Goats,..... 257
to authorize inhabitants of New Brunswick to elect Board of Education,..... 259
to regulate fishing in Cheesequake Creek,..... 267
to protect fish in Budd's Lake,..... ib.

Page

Public Laws—act to prevent fishing with seines or gill nets,.. 268
to incorporate city of Cape Island,..... 270
concerning Roads, ... 271
to prevent fraudulent transfer of property,..... ib.
to suspend the non-redemption in specie of bank notes, 273
to incorporate Jersey City,..... 274
to incorporate city of Rahway, ... 280
to change name of Sculltown to that of Auburn,..... 289
for publication of Chancery and Law Reports,..... ib.
to revise and amend the charter of city of Perth Amboy, 291
act respecting Railroads, ... 295
authorizing appointment of Commissioners to lay out Streets, &c., ... 296
revising and amending act to incorporate city of Paterson, ... ib.
authorizing the business of Banking, ... 300
increasing compensation of Treasurer, ... 301
to regulate Pilots for Ports of Jersey City, Newark and Perth Amboy, ... 304
concerning Inns and Taverns,..... 305
for preservation of Clams and Oysters, ... 306
to authorize Trustees of Union School District to raise amount expended for School House,..... 307
to reorganize the Courts of Law,..... 308
making appropriation for State Lunatic Asylum, ... ib.
to authorize Mayor and City Council of Cape Island to purchase Gas Works,..... 309
regulating Elections, ... 312
to incorporate the New Brunswick Water Company,.. ib.
relating to the Military of Essex county, ... 313
further supplement to act against Usury,..... 314
for protection against Mad Dogs, ... 315
authorizing a Loan for purposes of War,..... 316
to extend provisions of act to prevent Horses, &c. from running at large in townships of Hackensack and Harrington, ... ib.
regulating Elections, ... 317
to better regulate and discipline the Morris Brigade,.. 318
constituting Courts for trial of Small Causes, ... 325
concerning Roads, ... 326
appropriating Money for State Arsenal, ... 327
to authorize Collectors of Taxes in the county of Passaic to dispose of certain moneys,..... ib.
to revise and amend charter of city of Newark,..... 333
respecting Orange and Passaic Brigades,..... 338
supplement to act establishing Militia System, ... 343
to prevent Horses, &c., from running at large in townships of Clinton and Rahway,..... ib.
supplement to act entitled an act concerning Taxes, .. 344

Q.

Quartermaster General and Adjutant—act providing compensation to,..... 61

R.

Rahway—act to incorporate City of,..... 150
Railroad Company—Northern, of New Jersey—supplement to act to incorporate,..... 3
New Jersey, Hudson and Delaware—to incorporate,.. 12
Perth Amboy and Bound Brook,..... 13
Salem Railroad Company,..... 26
New York and Bull's Ferry,..... 112
Hoboken and Weehawken Horse,..... 136
Westfield and Hackensack Horse,..... 137
Trenton Horse Car,..... 205
New York and Erie—act to confirm sale of Rights, ... 206
in Sussex County—act authorizing to build,..... 232
Hoboken and West Hoboken,..... 260
Ocean Agricultural,..... ib.
West Jersey,..... 293
act respecting,..... 295
to authorize Thomas Iron Company to construct,..... 311
Red Bank Gas Light Company—to incorporate,..... 37
and Woodbury Turnpike—relative to,..... 342
Redemption—Non—act to suspend,..... 273
Repeal—act to incorporate the Merchants' Bank of Trenton, .. 290
to annul charter of Medford Loan and Building Association of Burlington,..... 61
Replevin—supplement to act for regulation of,..... 111
Reports—Law and Equity—act respecting,..... 21
Chancery and Law—publication of,..... 289
Resolutions, Joint—relative to direct Tax,..... 355
relative to establishment of Naval School,..... ib.
relative to General Winfield Scott,..... 356
relative to Defence of States, &c.,..... 357
relative to establishment of National Foundry and Furnace in the State of New Jersey,..... 358
Road Districts—act to authorize to vote additional Road Tax,. 11
Public—relative to, ... 196
supplement to act concerning,.....222, 271, 326

S.

Sale of Lands—providing for,..... 4
Salem Railroad Company—to incorporate,..... 26
School District of Weehawken township—act to create,..... 11
Freehold—to authorize Trustees to use surplus money, 46
New Brunswick—to authorize inhabitants of to elect Board of Education,..... 259
Union—act to authorize Trustees to raise amount for building School House,..... 307

Page
Sculltown—act to change the name of, ... 289
Servants and Apprentices—respecting, ... 254
Sheep—for preservation of, ... 122
and Swine, Cattle, &c.—to prevent running at large, 197, 343
Small Causes—constituting Courts for the Trial of, ... 27
Specie—act to suspend non-redemption of bank notes, in 273
State Lunatic Asylum—making appropriation for, ... 308
State Arsenal—appropriating Money for, ... 327
St. Stephen's Parish—act to change name of, ... 45
Stockton and Newton Turnpike Company—to incorporate, ... 44
Streets, Avenues, &c.—to authorize appointment of Commissioners to lay out in Newark, ... 296
Suter, John—act for relief of, ... 313
Supplements—to act to incorporate the Northern Railroad of New Jersey, ... 3
providing for sale of Lands in Bergen, ... 4
to regulate elections, ... 7
to incorporate the New Jersey, Hudson and Delaware Railroad, ... 12
to an act to incorporate Perth Amboy and Bound Brook, 13
to an act to incorporate the city of Hoboken, ... ib.
to divide the township of North Bergen, ... 15
to an act incorporating American Mutual Fire Insurance Company, ... 16
relative to Commissioners of Deeds, ... 17
making lands liable to be sold for debts, ... 19
for the more easy partition of lands, ... ib.
to incorporate the Salem Railroad Company, ... 26
constituting a court for the trial of small causes, ... 27
to incorporate Newton Gas Light Company, ... 29
to incorporate John Doughty and associates, proprietors of Morris Aqueduct Company, ... 30
authorizing subscription for Nixon's Digest, ... 35
respecting Orphan's Court, ... 41
to incorporate Neptune Fire Company, ... 47
for the preservation of Deer and Game, ... 51
to incorporate city of Hoboken, ... 55
respecting Orphan's Court, ... 57
to simplify pleadings and practice in Courts, ... 58
to incorporate Firemen of Jersey City, ... 62
to incorporate Trenton and Allentown Turnpike Co., 66
to authorize inhabitants of townships of Bedminster and Warren to vote by ballot, ... 67
to provide for the assessment and collection of taxes, 76
enabling owners of lands to drain, ... 79
to authorize inhabitants of Pompton to vote by ballot, 101
for better regulation of Actions of Replevin, ... 111
incorporating New York and Bull's Ferry Railroad Co., 112
for Punishment of Crimes, ... 113
to incorporate the town of Orange, ... 114
for Preservation of Sheep, ... 122
to incorporate the town of Phillipsburg, ... 124
to enable city of Hudson to introduce water, ... 125

Page

Supplements—to act to incorporate Westfield and Hackensack Horse railroad, ... 137
to incorporate Gloucester Turnpike Company, ... ib.
to authorize construction of works for supplying Jersey City with water, ... 139
to provide for the support of the Government of this State, ... 141
to incorporate Jersey City, ... 144
do do ..... ib.
concerning Taxes, ... 145
to divide township of North Bergen, ... 146
to prevent Horses, &c., from running at large in Hackensack and Harrington, ... 160
relating to returns of Births, Deaths and Marriages, .. 161
to erect parts of counties of Essex and Bergen into a new county, ... 189
for relief of Creditors against absconding Debtors, ... 194
to extend provisions to prevent Horses, &c., running at large in parts of Pequannock, ... 197
for preservation of Deer and other game, ... 204
to incorporate the Trenton Horse Car Railroad, ... 205
to incorporate Citizens' Insurance Company of Elizabeth 218
making lands liable to be sold for debts, ... 219
to incorporate Hackettstown Aqueduct Company, ... 220
to incorporate trustees for management and support of Episcopate of the Diocese of New Jersey, ... 221
concerning Roads, ... 222
to authorize works for supplying Jersey City with water, 224
authorizing taking of Depositions, ... 225
to incorporate the Merchants' Mutual Fire and Marine Insurance Company, ... 227
to incorporate City of Hudson, ... 228
to incorporate City of Hudson Fire Department Fund, 236
relative to Juries and Verdicts, ... 237
incorporating Flemington Gas Light Company, ... ib.
to revive and amend charter of city of Newark, ... 238
to authorize inhabitants of townships to vote by ballot, 244
to incorporate Jersey City, ... 245
to establish Public Schools, ... 246
do do 250
to prevent destruction of harmless birds, ... 253
respecting Apprentices and Servants, ... 254
to incorporate Jersey City, ... 255
for relief of Militia of this State, ... 256
to authorize inhabitants of New Brunswick to elect Board of Education, ... 259
to incorporate Hoboken and West Hoboken Railway Co. 260
to protect Fish in Budd's Lake, ... 267
to incorporate Allegheny Mining Company, ... 269
to incorporate city of Cape Island, ... 270
concerning Roads, ... 271
to incorporate Jersey City, ... 274
to incorporate City of Rahway, ... 280

Page
Supplements—to act for publication of chancery and law reports, 289
to revise and amend charter of city of Perth Amboy,.. 291
to incorporate the West Jersey Railroad Company,... 293
to incorporate Hudson County Mutual Insurance Co.,. 294
authorizing appointment of Commissioners to lay out streets, &c., in Newark,..... 296
revising and amending an act to incorporate city of Paterson, ... ib.
authorizing business of Banking, ... 300
to regulate Pilots for ports of Jersey City, Newark and Perth Amboy, ... 304
concerning Inns and Taverns,..... 305
for preservation of Clams and Oysters, ... 306
to reorganize Courts of Law, ... 308
regulating Elections,..... 312
to incorporate New Brunswick Water Company,..... 312
against Usury,..... 314
authorizing Loan for purposes of War, ... 316
regulating Elections, ... 317
to regulate Morris Brigade,..... 318
constituting Courts for trial of small causes, ... 325
concerning Roads, ... 326
to revise and amend charter of city of Newark,..... 333
respecting Orange and Passaic Brigades,..... 338
establishing a Militia System,..... 343
to prevent Horses, &c., from running at large in Clinton and Rahway,..... 343
to act entitled an act concerning taxes,..... 344

T.

Taxes, road—to authorize road districts to vote,..... 11
Taxes—to provide for assessment of,..... 76
concerning,.....145, 344
relative to, due from Incorporated Companies, ... 205
collectors of, to pay over Moneys,..... 327
Taverns and Inns—concerning, ... 305
Telegraph Companies—relative to Operatives in,..... 69
Tewksbury—relative to Roads in,..... 196
Thomas Iron Company to construct Railroad—act to authorize, 311
Town of Orange—act to incorporate the,..... 114
Phillipsburg—act to incorporate the,..... 124
Bergen—act to incorporate the, ... 162
Township of North Bergen—act to divide the,.....15, 146
Committee of North Brunswick—to authorize to convey lands to New Brunswick, ... 52
Townships—inhabitants of to vote by ballot,..... 244
Township—inhabitants of New Brunswick to elect Board of Education,..... 137
of Fairmount—act to create the, ... 178
of Bayonne—act granting powers to the, ... 212
Transit Company, Central American—act to incorporate the,.. 328
Trenton and Allentown Turnpike Company—to incorporate,... 66
Arms Company—to incorporate the, ... 142

Page
Trenton Horse Car Railroad Company—to incorporate the,. 205
Zinc Company—to incorporate the, ... 251
Merchants' Bank of—to repeal the act of the,..... 290
Treasurer, the State—act increasing the compensation of,..... 361
Trustees of School District, Freehold, to use surplus money,.. 46
Tully, Patrick—act for the relief of, ... 136
Turnpike Company, Stockton and Newton—act to incorporate, 44
Trenton and Allentown—to incorporate the 66
Manalapan—act to incorporate the,..... 80
Holmdel and Middletown—to incorporate,. 90
Englishtown—act to incorporate the, ... 151
Gloucester—act to incorporate the,..... 137
Matawan and Holmdel—to incorporate the, 181
Red Bank and Woodbury—act relative to, 342

U.

Union Bank at Frenchtown—act relative to the,..... 103
Glass Manufacturing Company—act to incorporate the, 242
School District—trustees of to raise amount for district, 307
Usury—supplement to the act against,..... 314

V.

Venell, Patience—act for the relief of,..... 313
Verdicts and Juries—supplement to the act relative to, ... 237
Voorhees, Sarah, to make deed for a Lot, ... 28

W.

War—a Law for the purposes of,..... 316
Warren Lodge, Free and Accepted Masons—act to incorporate, 198
Water—supplement to the act to introduce in Hudson City,.. 125
supplement to the act to introduce in Jersey City, 139, 224
Company, New Brunswick—an act to incorporate the, 312
Weehawken township—an act to create a School District in,.. 11
Westfield and Hackensack Horse Railroad—act to incorporate the 137
West Hoboken—to incorporate Neptune Fire Company of,.... 47
West Jersey Oil Manufacturing Company—act to incorporate, 277
Railroad Company—act to incorporate the,..... 293
Windsor Lodge, Odd Fellows—act to incorporate the,..... 198
Woodbridge—relative to the sale of Liquors in,..... 110
Woodbury and Red Bank Turnpike Company—to incorporate,. 342

Z.

Zinc Company of Trenton—act to incorporate the, ... 251

ABSTRACT

OF THE

POPULATION AND STATISTICS

OF THE

STATE OF NEW JERSEY,

ACCORDING TO THE CENSUS OF 1860.

PREPARED UNDER THE DIRECTION OF THE

SUPERINTENDENT OF THE CENSUS DEPARTMENT,

AT WASHINGTON.

Ordered to be printed under the supervision of the Secretary of State,

BY A RESOLUTION OF THE LAST LEGISLATURE.

TRENTON:
PHILLIPS AND BOSWELL, PRINTERS,
No. 4 Chancery-court.

1862.

POPULATION.

ATLANTIC COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Great Eggharbor	1,959	1,873	3,832	33	29	62	3,894
Eggharbor City	406	376	782	5	2	7	789
Galloway	1,405	1,294	2,699	19	17	36	2,735
Hamilton	1,002	879	1,881	35	29	64	1,945
Mullica	854	721	1,575	12	13	25	1,600
Weymouth	422	401	823	.....	.....	.....	823
Total	6,048	5,544	11,592	104	90	194	11,786

BERGEN COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Franklin	1,158	1,091	2,249	40	29	69	2,318
Hackensack	2,712	2,473	5,185	157	144	301	5,486
Harrington	740	667	1,407	104	91	195	1,602
Hohokus	1,074	999	2,073	145	134	279	2,352
Lodi	1,011	897	1,908	81	74	155	2,063
New Barbadoes	1,859	1,650	3,239	160	159	319	3,558
Saddle River	520	428	948	36	23	59	1,007
Union	470	436	906	26	25	51	957
Washington	1,048	990	2,038	120	115	235	2,273
Total	10,323	9,632	19,955	869	794	1,663	21,618

Indians—1 male, 1 female—total 2.

New Jersey State Library

BURLINGTON COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Bordentown	548	533	1,081	31	19	50	1,131
" Borough	1,818	1,996	3,814	101	112	213	4,027
Burlington	431	426	857	10	9	19	876
" City	2,057	2,599	4,656	209	309	518	5,174
Beverly	265	268	533	5	15	20	553
" City	584	613	1,197	8	15	23	1,220
Chester	1,022	1,116	2,138	42	47	89	2,227
Cinnaminson	1,303	1,254	2,557	68	76	144	2,701
Chesterfield	775	782	1,557	41	30	71	1,628
Delanco	175	172	347	2	3	5	352
Evesham	1,473	1,386	2,859	147	139	286	3,145
Eggharbor	1,216	1,132	2,348	16	11	27	2,375
Lumberton	920	862	1,782	29	19	48	1,830
Mansfield	1,367	1,368	2,735	18	24	42	2,777
Medford	996	1,040	2,036	46	54	100	2,136
New Hanover	1,191	1,169	2,360	86	83	169	2,529
Northampton	116	133	249	32	44	76	325
" Town	1,289	1,664	2,953	18	26	44	2,997
Pemberton	1,356	1,287	2,643	13	16	29	2,672
Shamong	491	481	972	18	18	36	1,008
Springfield	923	854	1,777	16	17	33	1,810
Southampton	1,312	1,236	2,548	3	7	10	2,558
Willingboro'	300	326	626	14	3	17	643
Washington	915	793	1,708	7	8	15	1,723
Westhampton	586	587	1,173	66	74	140	1,313
Total	23,429	24,077	47,506	1,046	1,178	2,224	49,730

CAPE MAY COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Dennis	765	790	1,555	2	1	3	1,558
Lower	826	849	1,675	77	113	190	1,865
Middle	1,032	1,053	2,085	40	30	70	2,155
Upper	788	754	1,542	5	5	10	1,552
Total	3,411	3,446	6,857	124	149	273	7,130

CAMDEN COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Camden city, n. wd.	1,901	2,184	4,085	9	37	46	4,131
" middle wd.	2,384	2,631	5,015	6	30	36	5,051
" south wd...	2,168	2,312	4,480	294	402	696	5,176
Centre	447	408	855	216	234	450	1,305
Delaware.....	752	721	1,473	73	56	129	1,602
Gloucester.....	1,139	1,072	2,211	47	62	109	2,320
Monroe	761	653	1,414	1	2	3	1,417
Newton	1,640	1,684	3,324	349	382	731	4,055
Stockton	672	570	1,242	116	115	231	1,473
Union	1,267	1,556	2,823	18	24	42	2,865
Washington	668	608	1,276	13	18	31	1,307
Waterford.....	1,005	899	1,904	25	26	51	1,955
Winslow	939	842	1,781	9	10	19	1,800
Total.....	15,743	16,140	31,883	1,176	1,398	2,574	34,457

CUMBERLAND COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Bridgeton	1,636	1,662	3,298	149	148	297	3,595
Cohansey.....	716	751	1,467	20	22	42	1,509
Deerfield	673	596	1,269	8	11	19	1,288
Downe.....	1,566	1,525	3,091	12	11	23	3,114
Fairfield	1,143	1,081	2,224	118	106	224	2,448
Greenwich	450	448	898	205	162	367	1,265
Hopewell.....	839	764	1,603	81	73	154	1,757
Maurice River	1,245	1,129	2,374	28	28	56	2,430
Millville	1,919	1,923	3,842	37	53	90	3,932
ow Creek	664	580	1,244	12	11	23	1,267
Total.....	10,851	10,459	21,310	670	625	1,295	22,605

ESSEX COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Belleville	1,925	1,942	3,867	51	51	102	3,969
Bloomfield	2,551	2,446	4,697	46	47	93	4,790
Caldwell	1,362	1,307	2,669	12	7	19	2,688
Clinton	1,790	1,811	3,601	32	26	58	3,659
Livingston	694	616	1,310	6	7	13	1,323
Milburn	778	836	1,614	7	9	16	1,630
Newark city, 1st wd.	3,296	3,643	6,939	23	36	59	6,998
" " 2d wd.	3,542	3,860	7,402	113	184	297	7,699
" " 3d wd.	2,899	3,287	6,186	39	53	92	6,278
" " 4th wd	3,489	3,539	7,028	56	95	151	7,179
" " 5th wd	3,276	3,470	6,746	22	21	43	6,789
" " 6th wd	5,335	5,397	10,732	68	82	150	10,882
" " 7th wd	3,999	4,143	8,142	53	63	116	8,258
" " 8th wd	1,830	1,889	3,719	69	75	144	3,863
" " 9th wd	2,260	2,629	4,889	33	46	79	4,968
" " 10th wd	2,302	2,414	4,716	52	62	114	4,830
" " 11th wd	868	849	1,717	21	19	40	1,757
" " 12th wd	1,270	1,168	2,438	.....	2	2	2,440
Orange, 1st wd	1,428	1,581	3,009	16	16	32	3,041
" 2d wd	1,183	1,258	2,441	33	41	74	2,515
" 3d wd	1,608	1,650	3,258	35	28	63	3,321
Total	47,385	49,735	97,120	787	970	1,757	98,877

GLOUCESTER COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Clayton	1,296	1,182	2,478	8		12	2,490
Deptford	1,337	1,204	2,541	69	69	138	2,679
Franklin	905	811	1,716	32	30	62	1,778
Greenwich	1,095	1,026	2,121	43	35	78	2,199
Harrison	1,283	1,223	2,506	20	18	38	2,544
Mantua	892	829	1,721	7	14	21	1,742
Woodbury	634	756	1,390	61	83	144	1,534
Woolwich	1,710	1,554	3,264	112	102	214	3,478
Total	9,152	8,585	17,737	352	355	707	18,444

HUDSON COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Bergen	3,611	3,620	7,231	97	101	198	7,429
Harrison	1,332	1,216	2,548	2	6	8	2,556
Hudson	3,784	3,434	7,218	3	8	11	7,229
Hoboken, 1st wd.	1,925	2,062	3,987	7	6	13	4,000
" 2d wd.	1,127	1,331	2,458	8	17	25	2,483
" 3d wd.	1,574	1,605	3,179	.....	.....	.....	3,179
Jersey City, 1st wd.	2,424	2,541	4,965	6	11	17	4,982
" " 2d wd.	2,858	2,821	5,679	2	8	10	5,689
" " 3d wd.	4,478	4,749	9,227	69	89	158	9,385
W. of Cole st, 4th wd.	1,149	1,174	2,323	31	39	70	2,393
E. of Cole st, 4th wd.	3,089	3,608	6,697	33	47	80	6,777
North Bergen	3,248	3,026	6,274	30	31	61	6,335
Weehawken	118	160	278	1	1	2	280
Total	30,717	31,347	62,064	289	364	653	62,717

HUNTERDON COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Alexandria	2,053	2,019	4,072	4	12	16	4,088
Bethlehem	924	897	1,821	19	19	38	1,859
Clinton	1,219	1,202	2,421	20	24	44	2,466
" Village	231	237	468	8	8	16	484
Delaware	1,420	1,375	2,795	24	19	43	2,838
East Amwell	847	839	1,686	98	81	179	1,865
Franklin	787	733	1,520	14	18	32	1,552
Flemington	535	571	1,106	28	40	68	1,174
Kingwood	1,086	1,058	2,144	2	2	4	2,148
Lambertville	1,271	1,396	2,667	19	13	32	2,699
Lebanon	1,235	1,243	2,478	9	8	17	2,495
Raritan	1,095	1,098	2,193	35	42	77	2,270
Readington	1,497	1,507	3,004	39	31	70	3,074
Tewksbury	1,169	1,084	2,253	46	34	80	2,333
Union	616	577	1,193	11	13	24	1,217
West Amwell	534	499	1,033	26	30	56	1,089
Total	16,519	16,335	32,854	402	394	796	33,650

Slaves—1 male, 3 female—total 4.

MIDDLESEX COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
South Amboy	1,961	1,665	3,626	12	14	26	3,652
East Brunswick	491	495	986	13	7	20	1,006
Herbertsville	103	121	224	3	1	4	228
Monroe	1,567	1,461	3,028	55	48	103	3,132
Milton, or Bruns'k	59	76	135	.....	2	2	137
" East "	88	101	189	.....	.....	.....	189
New Brunswick	5,124	5,637	10,761	215	280	495	11,256
North "	442	428	870	21	17	38	908
South Amboy	1,058	1,178	2,236	37	29	66	2,302
Piscataway	1,491	1,532	3,023	80	83	163	3,186
South Brunswick	1,848	1,742	3,590	122	104	226	3,816
Spotswood	171	207	378	1	4	5	383
Woodbridge	543	522	1,065	13	10	23	1,088
" Township	1,392	1,389	2,781	51	67	118	2,899
Washington	303	309	612	9	9	18	630
Total	16,641	16,863	33,504	632	675	1,307	34,812

Slave—1 female—total 1.

MERCER COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
East Windsor	910	914	1,824	40	49	89	1,913
Ewing	974	951	1,925	79	75	154	2,079
Hamilton	1,877	1,786	3,663	56	54	110	3,773
Hopewell	1,800	1,869	3,669	120	111	231	3,900
Lawrence	885	895	1,780	125	119	244	2,024
Princeton	1,630	1,474	3,104	266	355	621	3,725
Trenton city, 1st wd.	1,104	1,331	2,435	12	30	42	2,477
" 2d "	1,398	1,679	3,077	142	179	321	6,398
" 3d "	1,900	1,718	3,618	53	17	70	3,688
" 4th "	1,653	1,675	3,328	6	16	22	3,350
" 5th "	1,604	1,749	3,353	89	126	215	3,568
" 6th "	387	355	742	1	4	5	747
Washington	637	588	1,225	30	24	54	1,279
West Windsor	743	707	1,450	31	16	47	1,497
Total	17,502	17,691	35,193	1,050	1,175	2,225	37,418

MONMOUTH COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Atlantic	784	744	1,528	84	80	164	1,692
Freehold	1,681	1,766	3,447	174	190	364	3,811
Howell	1,297	1,265	2,562	5	7	12	2,574
Holmdell	653	595	1,248	46	40	86	1,334
Manalopan	1,137	1,017	2,154	105	115	220	2,374
Marlboro'	987	973	1,960	61	62	123	2,083
Middletown	1,902	1,844	3,746	193	173	366	4,112
Millstone	1,176	1,076	2,252	58	46	104	2,356
Matawan	935	923	1,858	99	115	214	2,072
Ocean	2,067	2,121	4,188	83	75	158	4,346
Raritan	1,444	1,421	2,865	52	62	114	2,979
Shrewsbury	1,811	1,845	3,656	231	245	476	4,132
Upper Freehold	1,491	1,455	2,946	133	119	252	3,198
Wall Town	1,136	1,142	2,278	1	4	5	2,283
Total	18,501	18,187	36,688	1,325	1,333	2,658	39,346

MORRIS COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Chatham	1,397	1,466	2,863	47	58	105	2,968
Chester	803	766	1,569	9	7	16	1,585
Hanover	1,694	1,687	3,381	49	46	95	3,476
Jefferson	786	684	1,470	.....	1	1	1,471
Mendham	794	833	1,627	15	18	33	1,660
Morristown	1,523	1,754	3,277	61	75	136	3,413
Morris	1,248	1,278	2,526	21	25	46	2,572
Pequannock	2,667	2,637	5,304	69	65	134	5,438
Randolph	1,616	1,542	3,158	7	8	15	3,173
Rockaway	1,834	1,683	3,517	19	15	34	3,551
Roxbury	1,449	1,408	2,857	3	5	8	2,865
Washington	1,215	1,226	2,441	35	28	63	2,504
Total	17,026	16,964	33,990	335	351	686	34,676

Slave—1 female—total 1.

OCEAN COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Barnegat	385	443	828	3	1	4	832
Brick	946	887	1,833	2	.....	2	1,835
Cedar Bridge	7	5	12	.....	.....	.....	12
" Creek	203	211	414	.....	.....	.....	414
" Run	150	153	303	.....	.....	.....	303
Dover	1,221	1,144	2,365	5	8	13	2,378
Forked River	139	126	265	.....	.....	.....	265
Jackson	830	772	1,602	3	1	4	1,606
Long Beach	57	57	114	.....	.....	.....	114
Manahawkin	346	319	665	.....	.....	.....	665
Plumstead	967	936	1,903	52	48	100	2,003
Watertown	162	168	330	.....	.....	.....	330
West Creek	221	197	418	1	.....	1	419
Total	5,634	5,418	11,052	66	58	124	11,176

PASSAIC COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Acquackanonck	1,571	1,584	3,155	39	41	80	3,235
Manchester	416	401	817	14	11	25	842
Paterson, East wd.	2,061	2,198	4,259	64	86	150	4,411
" Fifth wd.	1,465	1,662	3,127	23	33	56	3,183
" North wd.	1,359	1,497	2,856	47	54	101	2,957
" South wd.	2,463	2,687	5,150	.....	2	2	5,152
" West wd.	1,854	2,012	3,866	9	10	19	3,885
Pompton	781	767	1,548	19	24	43	1,591
Wayne	687	615	1,302	21	32	53	1,355
West Milford	1,281	1,093	2,374	16	12	28	2,402
Total	13,938	14,516	28,454	252	305	557	29,013

Slaves—2 female—total 2.

SALEM COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Centerton	77	81	158	.....	.....	.....	158
Elsinborough	285	277	562	90	97	187	749
Lower Alloways crk.	671	638	1,309	91	71	162	1,471
" Penns Neck...	684	574	1,258	127	121	248	1,506
Mannington	852	734	1,586	413	394	807	2,393
Pilesgrove	906	841	1,747	145	132	277	2,024
Pittsgrove	491	442	933	2	4	6	939
Pittstown	76	60	136	.....	.....	.....	136
Salem	1,711	1,930	3,641	86	138	224	3,865
Sharptown	131	141	272	9	18	27	299
Upper Alloways crk.	1,370	1,209	2,579	162	158	320	2,899
" Penns Neck...	1,526	1,326	2,852	25	24	49	2,901
" Pittsgrove ...	1,059	999	2,058	19	5	24	2,082
Woodstown	417	488	905	68	63	131	1,036
Total	10,256	9,740	19,996	1,237	1,225	2,462	22,458

SOMERSET COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Bedminster	908	914	1,822	88	86	174	1,996
Bernards	1,191	1,214	2,405	38	28	66	2,471
Branchburg	554	533	1,087	53	44	97	1,186
Bridgewater	2,241	2,389	4,630	166	151	317	4,948
Franklin	1,617	1,590	3,207	194	198	392	3,594
Hillsboro'	1,673	1,547	3,220	137	131	268	3,488
Montgomery	910	858	1,768	113	94	207	1,975
Warren	1,148	1,173	2,321	34	33	67	2,388
Total	10,242	10,218	20,460	823	765	1,588	22,057

Slaves—5 male, 4 female—total 9.

SUSSEX COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Byram	590	604	1,194	4	4	8	1,202
Frankford	912	892	1,804	11	13	24	1,828
Greene	509	512	1,021	1	1	2	1,023
Hardiston	881	808	1,689	13	10	23	1,712
Lafayette	465	449	914	3	2	5	919
Montague	502	452	954	17	12	29	983
Newton Village	854	925	1,779	24	21	45	1,824
Newton Township	1,177	1,086	2,263	6	5	11	2,274
Sandiston	739	698	1,437	21	22	43	1,480
Sparta	1,057	970	2,027	14	21	35	2,062
Stillwater	916	895	1,811	3	2	5	1,816
Vernon	1,094	1,077	2,171	8	11	19	2,190
Walpack	428	397	825	16	10	26	851
Wantage	1,101	1,109	2,210	15	20	35	2,245
" Township	697	726	1,423	9	5	14	1,437
Total	11,922	11,600	23,522	165	159	324	23,846

UNION COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Elizabeth, 1st wd	2,361	2,130	4,491	49	57	106	4,597
" 2d "	1,466	1,821	3,287	47	62	109	3,396
" 3d "	1,667	1,821	3,488	37	49	86	3,574
New Providence	602	694	1,296	4	8	12	1,308
Plainfield	1,355	1,738	3,093	66	65	131	3,224
Rahway	3,446	3,401	6,847	128	155	283	7,130
Springfield	513	495	1,008	3	9	12	1,020
Union	840	904	1,744	37	31	68	1,812
Westfield	811	850	1,661	31	27	58	1,719
Total	13,061	13,854	26,915	402	463	865	27,780

WARREN COUNTY.

TOWNSHIPS.	WHITE POPULATION.			FREE COLORED.			Aggregate.
	Male.	Fem.	Total.	Male.	Fem.	Total.	
Belvidere	695	755	1,450	43	37	80	1,530
Blairstown	786	730	1,516	16	10	26	1,542
Franklin	976	891	1,867	17	18	35	1,902
Frelinghuysen	619	673	1,292	3	2	5	1,297
Greenwich	1,322	1,182	2,504	21	16	37	2,541
Hacketstown	674	665	1,339	4	8	12	1,351
Hardwick	414	378	792	.....	.....	.....	792
Harmony	695	686	1,381	1	.....	1	1,383
Hope	887	883	1,770	12	7	19	1,789
Independence	968	893	1,861	5	5	10	1,871
Knowlton	810	742	1,552	3	2	5	1,557
Mansfield	829	818	1,647	22	19	41	1,688
Oxford	1,218	1,097	2,315	15	20	35	2,350
Phillipsburg	1,900	1,796	3,696	24	21	45	3,741
Pahaquarry	254	208	462	3	.....	3	465
Washington	1,384	1,218	2,602	19	13	32	2,634
Total	14,431	13,615	28,046	207	179	386	28,433

POPULATION OF THE STATE BY COUNTIES.

COUNTIES.	WHITE POPULATION.			FREE COLORED.			Total Free Population.	SLAVES.			Aggregate.
	Male.	Female.	Total.	Male.	Female.	Total.		Male.	Fem.	Total.	
Atlantic	6,048	5,544	11,592	104	90	194	11,786	.....	.....	.....	11,786
Bergen	10,323	9,631	19,952	869	794	1,663	21,616	.....	.....	.....	21,616
Burlington	23,429	24,077	47,506	1,046	1,178	2,224	49,730	.....	.....	.....	49,730
Camden	15,743	16,140	31,883	1,176	1,398	2,574	34,457	.....	.....	.....	34,457
Cape May	3,411	3,446	6,857	124	149	273	7,130	.....	.....	.....	7,130
Cumberland	10,851	10,459	21,310	670	625	1,295	22,605	.....	.....	.....	22,605
Essex	47,385	49,735	97,120	787	970	1,757	98,877	.....	.....	.....	98,877
Gloucester	9,152	8,585	17,737	352	355	707	18,444	.....	.....	.....	18,444
Hudson	30,717	31,347	62,064	289	364	653	62,717	.....	.....	.....	62,717
Hunterdon	16,519	16,335	32,854	402	394	796	33,650	1	3	4	33,654
Mercer	17,502	17,691	35,193	1,050	1,175	2,225	37,418	.....	.....	.....	37,418
Middlesex	16,641	16,863	33,504	632	675	1,307	34,811	.....	1	1	34,812
Monmouth	18,501	18,187	36,688	1,325	1,333	2,658	39,346	.....	.....	.....	39,346
Morris	17,026	16,964	33,990	335	351	686	34,676	.....	1	1	34,677
Ocean	5,634	5,418	11,052	66	58	124	11,176	.....	.....	.....	11,176
Passaic	13,938	14,516	28,454	252	305	557	29,011	.....	2	2	29,013
Salem	10,256	9,740	19,996	1,237	1,225	2,462	22,458	.....	.....	.....	22,458
Somerset	10,242	10,218	20,460	823	765	1,588	22,048	5	4	9	22,057
Sussex	11,922	11,600	23,522	165	159	324	23,846	.....	.....	.....	23,846
Union	13,061	13,854	26,915	402	463	865	27,780	.....	.....	.....	27,780
Warren	14,431	13,615	28,046	207	179	386	28,432	.....	1	1	28,433
Total	322,732	323,966	646,698	12,313	13,005	25,318	672,016	6	12	18	672,034

Indians—1 male, 1 female—total 2.

AGRICULTURE.

ATLANTIC COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Eggharbor	3,040	14,067	258,600	5,475	165	10	341	14	390	211	395	31,003
Weymouth	1,521	4,374	91,550	2,304	71	2	160	27	277	261	170	14,717
Hamilton	1,005	36,822	134,300	2,150	43	31	60	12	72	23	113	8,575
Mullica	264	334	33,600	765	17	7	26	.....	22	.....	32	2,825
Galloway	2,067	6,297	168,200	4,015	124	10	252	14	369	27	356	21,882
Total	7,897	61,890	686,250	14,709	420	60	839	67	1,130	522	1,066	79,002

ATLANTIC COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bu. of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Eggharbor	3,617	1,929	19,441	1,051	.....	473	131	6,386	2,627	31	1,629	107	.....
Weymouth	632	1,260	8,535	509	.....	722	36	2,462	990	.....	742	157	.....
Hamilton	799	1,092	4,976	170	.....	36	6	1,852	775	.....	1,038	160	.....
Mullica	25	300	1,020	50	.....	.....	14	1,740	790	.....	97	7	.....
Galloway	1,816	1,810	12,245	522	.....	20	40	4,217	1,312	5	761	63	.....
Total	6,889	6,391	46,217	2,302	.....	1,251	227	16,657	6,494	36	4,267	494	.....

ATLANTIC COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bush. of	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
Eggharbor	375	19,135	100	2,931	1	53	.....	.....	250	20	521	301	10,123
Weymouth	101	4,835	.....	1,183	.....	.....	.....	.....	.....	16	455	157	4,111
Hamilton	374	2,500	.....	193	.....	2	.....	.....	30	43	325	56	2,368
Mullica	3,157	1,000	.....	42	.....	.....	.....	.....	.....	.....	195	.....	770
Galloway	127	8,155	25	2,354	.....	.....	.....	.....	.....	11	590	17	7,150
Total	4,134	35,625	125	6,703	1	55	.....	.....	280	90	2,086	511	24,522

MIDDLESEX COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Monroe	21,356	6,304	1,744,550	54,225	790	405	1,034	37	860	1,301	2,179	197,660
South Amboy	8,867	9,295	863,600	24,830	356	48	533	50	470	198	739	63,550
Woodbridge	18,943	4,823	1,828,930	52,822	759	35	1,145	239	956	935	980	158,570
Perth Amboy	915	600	143,500	1,890	38		72	3	43	.....	52	7,525
Piscataway	21,427	3,663	2,115,075	66,270	848	842	1,266	148	783	371	1,119	163,811
East Brunswick	5,773	5,791	521,300	27,160	314	314	322	22	280	62	496	53,150
North Brunswich	4,852½	1,327	481,400	20,600	260	260	309	6	153	263	440	43,340
New Brunswick	1,547	403	249,900	6,350	80	80	104	.....	77	.....	150	14,450
South Brunswick	22,526	7,468	1,967,750	43,995	957	957	1,259	18	949	968	1,802	166,635
Total	106,206½	39,673	9,916,005	298,142	4,402	712	6,044	523	4,571	4,098	7,957	868,691

MIDDDESEX COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of,	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Monroe	18,485	14,071	89,575	72,305	.....	2,139	95	38,160	6,515	85	14,855	4,856	160
South Amboy	6,548	6,051	38,075	13,695	.....	413	.....	20,775	1,405	.....	3,141	525	20
Woodbridge	9,557	5,550	64,067	48,506	.....	3,121	195	14,372	440	122	7,832	2,445	315
Perth Amboy	722	72	4,220	2,990	.....	.....	.....	1,244	.....	.....	198	50	
Piscataway	24,147	16,571	105,208	77,681	.....	.....	356	21,124	669	.....	5,358	663	
East Brunswick	6,645	3,715	32,895	14,390	.....	.....	1,342	16,880	2,160	550	3,525	1,220	140
North Brunswick	7,997	1,690	25,365	25,265	.....	.....	76	5,257	40	.....	2,515	2,130	1,052
New Brunswick	2,790	530	9,370	6,930	.....	.....	30	2,580	880	.....	385	900	200
South Brunswick	26,722	7,545	118,340	88,830	.....	2,865	.....	35,710	40	410	20,019	[8,257	50
Total	103,613	55,795	487,115	350,592	.....	8,718	2,094	156,102	12,151	1,167	57,828	21,046	1,937

MIDDLESEX COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bush. of.	Grass Seeds, bush. of.	Flax, lbs. of.	Flaxseed, bush of.	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of Home-made Manufactures.	
Monroe	625	80,950	.....	3,772	758	25	.....	.....	.....	50	.....	2,000	31,255
South Amboy	10,626	38,720	.....	1,966	32	.....	.....	.....	.....	.....	.....	.....	12,285
Woodbridge	3,606	78,424	320	8,063	91	106	.....	.....	.....	.....	1,575	.....	40,408
Perth Amboy	400	5,200	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	960
Piscataway	2,735	66,280	.....	6.868	603	90	.....	.....	.....	.....	30	.....	33,111
East Brunswick	8,827	25,125	.....	1,259	145	39	.....	.....	.....	.....	347	1,079	8,160
North Brunswick	7,550	30,525	.....	.....	152	7	.....	.....	.....	66	1,610	.....	7,115
New Brunswick	8,200	8,020	.....	.....	25	.....	.....	.....	.....	8	205	.....	2,520
South Brunswick	460	118,400	.....	.....	917	30	.....	.....	.....	245	4,370	.....	32,493
Total	43,029	451,644	320	27,760	2,723	297	.....	.....	.....	369	8,137	3,079	168,307

BERGEN COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
New Barbadoes	8,684	2,635	1,187,200	39,185	376	41	473	108	280	.....	524	83,264
Harrington	7,981	4,635	926,800	24,550	293	6	549	144	260	143	486	68,081
Washington	14,087	3,682	1,394,400	31,730	588	36	712	153	323	127	906	112,015
Hohokus	13,060	7,738	1,248,250	25,440	545	12	861	218	354	184	948	109,205
Hackensack	14,041	5,568	3,393,675	111,710	537	29	846	207	517	98	914	131,530
Union	3,310	2,010	855,120	20,627	147	14	267	66	273	59	498	41,177
Lodi	3,288	2,795	723,710	20,772	144	20	240	89	160	78	207	38,644
Saddle River	7,015	1,536	957,100	28,635	248	27	368	102	181	33	373	52,938
Franklin	15,237	5,858	1,148,570	38,196	524	11	813	234	433	107	897	96,622
Total	86,703	36,457	11,834,825	340,845	3,402	196	5,129	1,322	2,781	829	5,753	733,476

BERGEN COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
New Barbadoes	778	10,284	19,641	8,144	.....	.....	.....	36,070	.....	.....	3,433	1,512	.....
Harrington	587	8,105	14,460	6,220	.....	296	.....	21,459	.....	.....	2,669	100	.....
Washington	510	15,364	28,395	14,225	.....	341	.....	40,185	.....	.....	10,242	12,165	.....
Hohokus	599	12,058	23,500	18,012	.....	671	.....	17,625	.....	56	13,339	13,535	.....
Hackensack	1,415	15,158	40,010	15,152	.....	140	.....	53,849	.....	56	4,564	.....	.....
Union	544	2,579	8,360	2,970	.....	175	72	8,865	.....	55	1,404	420	.....
Lodi	402	4,091	8,527	3,985	.....	120	645	11,685	.....	.....	2,262	1,230	.....
Saddle River	888	8,677	14,638	7,217	300	147	506	21,575	.....	200	4,527	872	175
Franklin	807	14,353	24,596	17,807	.....	302	14	18,589	.....	.....	12,210	1,798	81
Total	6,530	90,669	182,127	93,732	300	2,192	1,237	229,902	.....	367	54,650	31,632	256

BERGEN COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bush. of.	Molasses, galls. of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
New Barbadoes	45,800	42,455	.....	2,047½	.....	.....	.....	.....	.....	.....	.....	.....	5,852
Harrington	20,476	33,255	.....	1,889	.....	.....	.....	.....	.....	.....	.....	.....	7,457
Washington	29,845	65,717	.....	3,347	.....	.....	.....	.....	.....	.....	.....	.....	6,462
Hohokus	37,143	77,750	.....	3,610	.....	.....	.....	.....	.....	.....	.....	.....	6,203
Hackensack	82,595	83,030	.....	4,412	.....	.....	.....	.....	.....	.....	.....	.....	35,200
Union	16,904	10,300	.....	857	13	2	.....	.....	.....	.....	562	.....	8,017
Lodi	26,717	14,534	.....	1,756	.....	.....	.....	.....	.....	16	776	.....	4,445
Saddle River	16,509	33,900	.....	1,516	9	2	.....	.....	.....	23	1,505	.....	5,930
Franklin	19,551	79,547	.....	2,835	71	.....	.....	.....	.....	76	2,852	.....	29,229
Total	295,540	440,488	.....	22,269½	93	4	.....	.....	.....	115	5,695	.....	108,795

BURLINGTON COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Chesterfield	11,728	1,281	1,241,538	29,685	460	60	857	4	439	2,299	3,343	110,925
Bordentown	5,062	275	501,185	13,050	267	26	216	8	163	429	926	56,575
Mansfield	17,301	930	1,583,641	48,417	633	54	1,557	15	803	3,736	4,155	163,985
Pemberton	9,926	5,020	1,025,200	22,940	348	29	1,075	10	415	1,527	2,032	92,478
Beverly	2,116	505	284,000	6,875	96	7	414	2	51	.....	275	13,250
Willingboro'	2,271	538	326,000	11,800	140	2	257	.....	104	84	393	36,840
Northampton	585½	13	120,900	1,780	31	.....	68	.....	7	21	121	8,205
Westhampton,	8,658	895	1,013,600	26,620	325	14	863	2	333	752	1,775	95,292
New Hanover	16,514	8,185	1,677,000	39,935	645	101	1,270	.....	671	3,517	6,032	162,638
City of Burlington	1,258	176	156,200	5,420	61	6	76	.....	32	21	157	10,500
Burlington	5,610	807	706,200	15,700	218	18	450	2	129	300	668	40,984
Springfield	15,982	906	1,620,800	51,215	544	57	1,713	26	925	2,877	4,793	181,739
Cinnaminson	7,146	2,055	744,090	29,715	286	55	496	.....	189	154	755	55,587
Chester	8,647	1,188	1,002,100	44,320	435	45	856	2	250	239	1,145	86,801
Evesham	16,821	2,565	1,589,105	70,150	799	106	1,722	18	571	2,101	2,305	176,307
Lumberton	9,580	1,515	968,200	41,185	418	31	867	20	428	1,219	2,152	103,321
Medford	7,960	1,467	820,950	33,675	358	47	783	4	318	1,904	1,381	95,172
Shamong	4,778	3,600	297,250	13,865	174	37	358	.....	194	112	968	42,675
Eggharbor	3,801	25,934	287,450	7,552	127	12	364	52	490	201	623	29,502
Washington	1,248	34,860	180,700	3,200	41	42	127	10	129	.....	312	14,980
Southampton	12,685	20,616	1,406,430	3 9,312	519	29	1,208	40	708	1,918	4,412	659,674
Total	170,677½	113,321	17,552,539	556,411	6,925	778	15,297	215	7,349	23,411	38,723	1,727,430

BURLINGTON COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, buh. of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Chesterfield	14,752	8.143	71,260	31,990	.....	5,959	.....	18,510	1,791	90	582	2,437	25
Bordentown	8,782	2,797	19,650	17,103	85,000	699	47	8,550	8,435	210	780	5,295	.....
Mansfield	24,024	8,319	93,270	44,925	.....	5,614	1,092	32,254	3,736	85	2,511	4,110	6,018
Pemberton	5,856	15,232	66,735	7,935	.....	4,619	81	28,850	2,417	10	3,447	455	45
Beverly	2,352	1,344	7,970	160	.....	.....	267	5,205	5,825	.....	501	1,305	.....
Willingboro'	4,346	1,462	12,470	4,800	.....	.....	82	9,155	4,205	.....	674	1,270	.....
Northampton	1,185	350	4,200	595	.....	.....	8	1,650	170	.....	120	65	5
Westhampton	14,913	5,690	49,838	20,062	.....	2,083	.....	19,595	1,472	.....	886	1,215	90
New Hanover	13,629	22,253	123,280	23,549	300	11,372	13	27,644	1,544	.....	2,230	2,416	.....
City of Burlington	931	430	3,380	750	.....	.....	473	3,325	1,625	.....	130	325	.....
Burlington	6,596	3,557	22,635	6,656	.....	921	658	12,026	3,360	300	1,181	2,095	5
Springfield	16,036	17,806	101,028	28,638	.....	8,517	141	31,152	2,664	.....	2,668	2,157	26
Cinnaminson	10,665	4,343	30,335	2,163	.....	169	679	24,544	29,332	.....	1,046	4,748	15
Chester	17,919	2,053	45,185	12,360	.....	430	123	42,010	8,494	.....	1,299	10,085	136
Evesham	14,736	15,247	102,035	13,044	.....	4,356	26	86,656	13,936	.....	3,375	7,402	98
Lumberton	10,907	11,973	71,835	9,715	.....	2,883	72	44,425	3,843	.....	1,944	2,475	94
Medford	2,130	15,242	55,400	3,463	.....	4,047	1	30,110	9,662	.....	2,880	2,323	112
Shamong	896	7,964	25,686	2,517	.....	329	.....	12,249	870	.....	1,750	811	3
Eggharbor	2,824	2,677	13,392	1,938	.....	347	4	7,144	1,500	.....	1,536	115	.....
Washington	126	1,418	6,115	288	.....	.....	10	2,350	402	.....	173	.....	.....
Southampton	8,607	24,572	105,525	6,952	.....	5,382	.....	36,856	2,536	.....	7,131	1,993	.....
Total	182,212	172,872	1.031,224	239,603	85,300	57,727	3,777	485,260	117,819	695	36,844	53,097	6,672

BURLINGTON COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bushels of.	Molasses, gallons of.	Beeswax, lbs. of	Honey, lbs. of.	Value of home-made manufactures.	
Chesterfield	1,000	38,563	1,540	3,176	13	4	.....	.....	.....	8	465	.....	58,301
Bordentown	9,425	17,960	300	1,672	.....	.....	.....	.....	.....	22	280	.....	9,651
Mansfield	18,425	98,148	3,120	4,931	48	583	.....	.....	284	36	1,122	25	59,942
Pemberton	300	32,084	1,410	3,411	1	123	.....	.....	20½	52	700	300	32,130
Beverly	25,075	5,820	.....	268	.....	.....	.....	.....	.....	.....	.....	.....	3,155
Willingboro'	11,175	18,145	300	1,084	12	34	.....	.....	.....	.....	.....	.....	7,585
Northampton	975	4,350	.....	204	.....	200	.....	.....	.....	.....	.....	.....	1,354
Westhampton	1,215	30,060	10,050	3,231	65	29	.....	.....	20	.....	.....	.....	21,853
New Hanover	.....	70,304	8,343	3,996½	68½	71½	.....	.....	.....	85	1,037	.....	119,796
City of Burlington	12,490	4,430	.....	250	.....	10	.....	.....	.....	.....	220	.....	2,483
Burlington	27,006	23,600	.....	1,326	.....	8	.....	.....	.....	21	281	.....	11,219
Springfield	1,540	55,931	1,579	6,310	3	24	.....	.....	.....	.....	515	50	35,797
Cinnaminson	85,132	29,103	110	1,733	18	31	.....	.....	35	51	835	.....	16,546
Chester	33,051	59,176	3,460	4,148	43	12	.....	.....	.....	24	670	.....	29,083
Evesham	20,230	68,853	38,113	8,059	52	2	.....	.....	.....	1	863	.....	59,162
Lumberton	3,970	30,713	2,600	3,829	.....	46	.....	.....	.....	.....	400	.....	46,555
Medford	2,920	29,488	17,931	3,714	.....	.....	.....	.....	.....	.....	773	.....	34,396
Shamong	2,188	16,862	552	1,490	.....	.....	.....	.....	.....	.....	693	.....	15,591
Eggharbor	.....	11,705	.....	2,447	.....	.....	.....	.....	.....	14	150	.....	7,981
Washington	1,000	4,310	.....	414	.....	.....	.....	.....	.....	.....	61	.....	3,259
Southampton	100	44,870	7,750	4,962	2	68	.....	.....	.....	7	1,550	.....	73,287
Total	267,217	694,475	97,158	60,565½	325½	1,245½	.....	.....	359½	321	10,615	375	669,126

CAMDEN COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Assess and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Gloucester	7,601	3,475	498,600	20,755	241	31	460	2	219	283	1,010	43,200
Winslow	2,412	1,252	120,800	3,625	50	21	108	.....	75	6	248	10,350
Monroe	3,470	3,245	215,700	8,925	129	20	172	.....	159	21	355	19,425
Washington	7,001	1,913	505,600	16,805	222	40	339	13	316	129	945	44,450
Waterford	4,564	3,228	359,000	8,300	160	28	312	.....	109	53	658	24,375
Centre	5,481	1,589	645,960	17,245	342	14	477	.....	109	231	790	31,403
Delaware	11,873	2,191	1,225,610	37,975	478	43	1,180	.....	381	619	1,975	91,575
Stockton	5,586	596	844,500	18,575	257	19	285	.....	51	70	730	35,925
Union	320	83	70,100	750	18	.....	33	.....	1	.....	47	1,900
Newton	7,260	265	1,275,735	24,700	314	37	748	5	105	203	1,093	47,350
Camden City (North ward)	115	.....	230,000	350	6	.....	11	.....	.....	.....	14	850
Camden City (Middle ward)	50	.....	500	.....	2	.....	4	.....	.....	.....	15	500
Total	55,733	17,837	5,992,105	158,005	2,119	253	4,129	20	1,525	1,615	7,880	351,303

CAMDEN COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bu. of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Gloucester	9,415	5,455	35,205	2,705	.....	461	730	54,375	9,355	.....	2,208	150	2
Winslow	798	2,407	7,375	440	.....	.....	.....	7,675	755	.....	478	.....	.....
Monroe	2,884	3,786	16,950	2,173	.....	.....	.....	21,705	885	.....	1,352	.....	.....
Washington	5,926	6,818	40,450	2,935	.....	160	.....	73,850	4,723	.....	1,187	250	.....
Waterford	3,468	4,079	21,390	2,645	.....	.....	.....	21,315	1,754	.....	830	.....	.....
Centre	9,748	1,490	34,700	1,931	.....	542	47	30,970	17,265	.....	546	1,505	.....
Delaware	18,648	4,707	68,457	6,972	.....	1,904	22	75,930	12,135	.....	761	4,753	5
Stockton	4,973	5,040	20,385	530	.....	162	1,687	15,190	26,782	.....	480	1,452	.....
Union	.....	180	425	.....	.....	.....	44	1,650	1,175	.....	60	.....	.....
Newton	13,416	1,465	44,785	4,214	.....	466	97	51,225	12,220	60	298	2,030	.....
Camden City — North ward	100	150	600	75	.....	.....	.....	700	100	.....	106	50	10
Camden City — Middle ward	100	22	800	200	.....	.....	.....	.....	.....	.....	.....	.....	.....
Total	69,476	35,599	291,522	24,820	.....	3,695	2,627	354,585	87,149	60	8,360	10,188	17

CAMDEN COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bush. of	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
Gloucester	250	24,925	3,318	1,290	12	.....	.....	.....	.....	.....	.....	.....	16,363
Winslow	.....	6,250	.....	253	.....	.....	.....	.....	.....	.....	50	.....	2,794
Monroe	500	11,620	.....	257	10	.....	.....	.....	.....	.....	100	.....	6,170
Washington	.....	26,450	400	1,309	52	.....	.....	.....	.....	.....	200	200	15,990
Waterford	100	16,100	100	932	.....	.....	.....	.....	.....	.....	100	.....	7,704
Centre	11,020	54,282	18	2,166	.....	.....	.....	.....	36	.....	.....	8	12,899
Delaware	16,965	132,982	4,950	4,360	27	.....	.....	.....	.....	33	366	15	37,976
Stockton	120,450	28,665	.....	733	.....	.....	.....	.....	.....	.....	.....	30	14,152
Union	7,650	1,095	.....	72	.....	.....	.....	.....	.....	.....	.....	.....	996
Newton	36,603	114,850	.....	3,166	.....	.....	.....	.....	.....	.....	.....	.....	21,155
Camden City { North ward	200	1,000	.....	36	.....	.....	.....	.....	.....	.....	.....	.....	200
Camden City { Middle ward	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
Total	193,738	418,217	8,786	14,574	101	.....	.....	.....	36	33	816	253	136,399

CAPE MAY COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Upper	3,393	14,448	322,500	13,780	159	.....	449	55	626	419	458	34,164
Dennis	3,555	12,462	260,600	10,985	142	11	413	53	678	526	508	33,070
Middle	7,235	15,347	512,950	21,785	312	4	685	45	868	1,219	1,225	64,579
Lower	5,345	6,163	366,350	20,200	250	6	441	.....	430	453	641	43,090
Total	19,528	48,420	1,462,400	66,750	863	21	1,988	153	2,602	2,617	2,832	174,903

CAPE MAY COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Upper	3,816	1,282	20,120	1,550	.....	904	64	6,059	2,769	.....	646	297	15
Dennis	3,971	714	24,560	2,980	.....	1,152	39	8,151	2,889	20	742	150	.....
Middle	7,106	342	45,480	8,109	.....	2,495	21	13,100	9,942	.....	1,835	615	43
Lower	6,415	73	30,285	7,350	.....	720	133	9,218	6,100	38	790	775	.....
Total	21,308	2,411	120,445	19,989	.....	5,271	257	36,528	21,700	58	4,013	1,837	58

CAPE MAY COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bush. of.	Molasses, galls. of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
Upper	50	22,250	.....	3,136	.....	.....	.....	.....	673	.....	130	509	11,180
Dennis	300	13,460	.....	2,213	.....	.....	.....	.....	455	.....	.....	80	11,825
Middle	9,520	9,890	.....	4,102	.....	.....	.....	.....	1,540	.....	510	489	20,325
Lower	725	14,070	.....	1,714	.....	.....	.....	.....	105	.....	105	262	12,319
Total	10,595	59,670	.....	11,165	.....	.....	.....	.....	2,773	.....	745	1,340	55,649

CUMBERLAND COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Maurice River	5,578	6,079	225,970	7,361	194	15	427	86	746	534	790	40,722
Fairfield	7,564	10,596	550,150	13,675	381	31	656	44	823	483	763	69,316
Downe	4,856	14,287	324,395	14,197	253	25	478	81	835	401	792	38,199
Millville	2,701	4,186	180,250	5,755	86	14	226	.....	282	77	380	19,650
Bridgeton	3,127	2,801	214,250	5,960	217	9	207	.....	131	62	345	28,720
Cohansey	1,499	562	83,800	2,375	82	2	99	.....	48	35	95	13,250
Greenwich	5,792	1,618	429,840	19,565	239	37	360	10	329	317	563	38,148
Stoe Creek	7,494	2,550	581,250	26,739	459	35	530	2	468	521	1,016	64,695
Deerfield	9,495	2,494½	597,400	22,565	427	43	518	.....	426	861	1,194	65,835
Hopewell	15,170	1,535	108,570	43,547	667	59	918	9	631	631	1,602	104,130
Total	63,266	46,708½	4,295,875	162,230	3,C05	270	4,419	232	4,719	4,177	7,540	482,665

CUMBERLAND COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Maurice River	3,991	4,038	29,562	5,116	.....	936	45	7,545	4,795	.....	1,425	200	33
Fairfield	15,881	823	64,235	12,258	.....	795	65	25,232	17,921	10	1,484	500	50
Downe	5,331	1,556	29,605	5,829	.....	42	30	12,392	8,933	192	3,638	221	7
Millville	2,016	3,327	12,975	2,186	.....	165	.....	8,615	3,184	.....	1,572	2,560	.....
Bridgeton	3,935	828	19,210	4,679	.....	375	79	5,938	1,072	.....	2,641	35	.....
Cohansey	2,612	166	10,975	2,846	.....	90	21	2,955	385	.....	570	15	.....
Greenwich	14,601	92	55,650	10,707	.....	903	62	19,991	2,061	.....	230	785	.....
Stoe Creek	17,511	120	55,585	19,835	.....	1,468	92	15,150	519	.....	3,426	535	2
Deerfield	16,003	805	61,867	23,208	.....	2,077	17	21,847	1,621	.....	5,242	335	.....
Hopewell	32,467	328	133,083	21,742	.....	3,069	43	43,276	4,057	64	4,891	986	.....
Total	114,348	12,083	472,747	118,405	.....	9,920	454	162,941	44,548	266	25,117	6,172	92

CUMBERLAND COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bush. of	Grass Seeds, bush. of.	Flax, lbs. of.	Flaxseed, bush of.	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of Home-made Manufactures.	
Maurice River	360	13,140	.....	3,950	.....	9	62	.....	.....	.....	2,415	20	16,300
Fairfield	3,665	28,801	.....	6,330	346	7	29	.....	18	13	500	510	14,398
Downe	40	17,179	10	4,814	5	.....	.....	.....	.....	.....	.....	.....	11,928
Millville	4,950	14,425	.....	626	81	11	17	.....	.....	10	1,200	.....	5,346
Bridgeton	1,290	11,780	.....	540	139½	.....	14	.....	.....	4	390	.....	6,697
Cohansey	60	5,980	.....	597	48	34	3	.....	.....	16	430	.....	2,671
Greenwich	790	22,875	470	2,652	297	152	3	.....	155	15	215	32	16,169
Stoe Creek	2,757	30,624	10	2,419	495½	861	.....	.....	80	.....	990	40	19,637
Deerfield	1,675	31,667	400	1,991	727½	4	.....	.....	.....	.....	1,142	.....	22,169
Hopewell	1,635	64,608	50	4,028	691	873	20	.....	2,179	73	1,754	.....	35,288
Total	17,222	241,079	940	26,947	2,830½	1,951	148	.....	2,432	131	9,036	602	150,603

ESSEX COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Bloomfield	4,932½	862	679,550	19,890	328	2	455	32	151	12	397	60,415
Livingston	6,299	2,885	462,650	13,055	249	6	485	126	356	113	288	54,398
Milburn	3,975	1,633	574,500	11,615	177	7	301	72	186	61	241	37,265
Belleville	2,775½	869	483,525	13,065	200	2	303	34	158	1	240	40,971
Clinton	3,430	911	805,600	18,568	266	15	679	26	229	.....	317	153,777
Orange	2,717	1,950	515,200	14,760	175	9	476	32	168	48	242	47,668
Caldwell	8,693	7,131	1,029,100	39,770	571	1	1,028	164	646	46	669	97,410
City of Newark — 2d ward	15	16	14,000	75	1	.....	2	.....	.....	.....	.....	200
City of Newark — 6th ward	55	.....	68,500	165	3	2	15	.....	2	.....	2	1,300
City of Newark — 7th ward	55	10	135,600	650	8	.....	19	.....	13	.....	9	1,935
City of Newark — 8th ward	99	1	210,000	1,350	20	.....	14	.....	3	.....	2	4,005
City of Newark — 11th ward	318	10	170,950	2,505	36	.....	51	.....	1	.....	48	7,401
City of Newark — 10th & 12th wd.	314	287	182,900	12,750	62	.....	86	.....	45	.....	112	13,000
Total	33,678	16,565	5,332,075	148,218	2,096	44	3,914	486	1,958	281	2,567	519,745

ESSEX COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Bloomfield	1,237	5,580	21,179	8,269	1,500	.....	10	14,745	30	.....	2,328	2,423	.....
Livingston	1,467	2,053	14,044	8,235	.....	360	182	9,648	21	15	3,403	1,685	49
Milburn	1,440	522	9,255	6,108	.....	181	34	3,920	.....	.....	1,621	753	19
Belleville	473	2,723	12,173	4,272	.....	.....	6	10,130	22	.....	1,172	757	.....
Clinton	1,785	3,912	32,398	7,780	.....	.....	12	10,573	65	275	649	4,605	266
Orange	1,920	2,501	10,070	7,084	.....	.....	35	4,017	.....	.....	1,054	1,061	94
Caldwell	2,866	7,774	50,764	12,059	50	76	834	22,978	29	214	5,755	3,770	202
City of Newark. 2d ward	.....	.....	200	50	.....	.....	.....	50	.....	.....	.....	.....	.....
City of Newark. 6th ward	.....	20	305	8	.....	.....	11	162	.....	.....	.....	.....	.....
City of Newark. 7th ward	120	120	740	130	.....	.....	5	360	.....	.....	.....	.....	.....
City of Newark. 8th ward	.....	80	500	.....	.....	.....	.....	260	.....	.....	.....	.....	.....
City of Newark. 11th ward	423	1,455	1,990	570	.....	.....	.....	595	.....	.....	60	50	.....
City of Newark. 10 & 12th ward	.....	.....	200	.....	.....	.....	.....	1,250	.....	.....	.....	.....	.....
Total	11,731	26,740	153,818	54,565	1,550	619	1,129	78,688	167	504	16,042	15,104	630

ESSEX COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bush. of.	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
Bloomfield	3,765	45,875	.....	2,022	.....	.....	.....	.....	.....	.....	245	.....	8,329
Livingston	1,219	40,398	.....	2,591	.....	1	.....	.....	.....	10	416	.....	13,240
Milburn	100	24,825	.....	1,497	.....	.....	.....	.....	.....	.....	400	.....	18,370
Belleville	8,213	30,820	50	1,215	.....	.....	.....	.....	.....	.....	.....	.....	4,405
Clinton	19,402	31,310	.....	1,669	.....	5	.....	.....	.....	10	192	.....	205,447
Orange	3,550	.....	.....	2,261	.....	.....	.....	.....	.....	.....	.....	120	5,180
Caldwell	8,770	116,555	20	5,171	4½	10	50	1	8	106	2,242	.....	18,755
City of Newark. 2d ward	.....	.....	.....	14	.....	.....	.....	.....	.....	.....	.....	.....	.....
City of Newark. 6th ward	.....	100	.....	20	.....	.....	.....	.....	.....	.....	.....	.....	.....
City of Newark. 7th ward	.....	250	.....	44	.....	.....	.....	.....	.....	.....	.....	.....	.....
City of Newark. 8th ward	8,000	.....	.....	86	.....	.....	.....	.....	.....	.....	.....	.....	.....
City of Newark. 11th ward	11,350	2,000	.....	138	.....	.....	.....	.....	.....	.....	.....	.....	.....
City of Newark. 10th & 12th wd	76,300	800	.....	157	.....	.....	.....	.....	.....	.....	.....	.....	1,930
Total	140,669	292,933	70	16,885	4½	16	50	1	8	126	3,495	120	275,656

GLOUCESTER COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Deptford	18,197	4,240	1,565,510	64,456	781	36	1,192	18	402	561	2,795	148,314
Greenwich	12,458	401	1,050,400	40,430	516	15	844	2	241	238	1,686	89,737
Clayton	6,713	5,886	708,275	17,850	280	43	360	.....	325	177	789	56,855
Franklin	3,999	14,383	465,650	14,985	230	38	267	.....	348	76	745	34,905
Mantua	8,571	3,552	971,300	30,400	339	16	547	.....	341	207	1,227	54,300
Harrison	15,366	4,421	1,487,900	68,470	645	12	1,149	.....	714	468	2,434	131,470
Woolwich	20,640	3,272	1,713,410	53,045	882	15	1,322	8	622	191	2,766	148,225
Total	85,944	36,155	7,962,445	289,636	3,673	175	5,681	28	2,993	1,918	12,442	663,806

GLOUCESTER COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of,
Deptford	14,378	8,055	80,080	3,607	.....	1,132	1,055	64,180	147,852	60	1,292	7,320	.....
Greenwich	5,264	4,275	46,633	770	.....	667	20	26,203	165,140	.....	992	2,377	421
Clayton	5,521	6,242	41,595	4,070	.....	490	.....	30,949	6,156	.....	2,976	210	.....
Franklin	3,400	4,871	28,620	3,680	.....	80	.....	19,640	722	.....	4,040	.....	.....
Mantua	8,390	4,296	51,430	1,860	.....	447	80	37,060	22,830	.....	895	460	.....
Harrison	18,852	7,757	94,395	4,930	.....	1,058	.....	65,135	15,980	.....	2,971	4,925	.....
Woolwich	14,192	6,643	82,280	502	.....	658	.....	57,680	227,026	.....	335	230	.....
Total	69,997	42,139	425,033	19,419	.....	4,532	1,155	300,847	585,756	60	13,501	15,522	421

GLOUCESTER COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bush. of.	Grass Seeds, bush. of.	Flax, lbs. of.	Flaxseed, bush. of.	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
Deptford	30,058	71,245	1,200	4,510	.....	19	.....	.....	.....	.....	370	.....	55,150
Greenwich	12,102	38,985	550	3,266	8	10	.....	.....	.....	.....	22	.....	42,204
Clayton	.....	16,545	.....	1,295	358	.....	.....	.....	.....	.....	.....	.....	10,590
Franklin	.....	12,035	.....	371	115	.....	.....	.....	.....	.....	.....	.....	9,410
Mantua	80	31,820	305	2,144	119	.....	20	1	.....	.....	.....	.....	19,071
Harrison	2,110	104,320	4,425	4,086	246	.....	.....	.....	.....	.....	70	.....	58,500
Woolwich	150	23,550	.....	5,548	.....	.....	.....	.....	.....	.....	.....	.....	42,698
Total	44,500	298,500	6,480	21,220	846	29	20	1	.....	.....	462	.....	237,623

HUDSON COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Bergen	3,109	280	2,442,500	42,950	222	6	206	32	48	.....	413	39,090
Harrison	1,144	565	583,750	8,750	74	2	151	22	48	8	118	19,910
North Bergen	2,919½	576	1,910,100	12,355	230	1	382	66	91	22	149	17,155
City of Hudson	188	.....	155,000	2,250	32	.....	62	2	.....	20	69	7,290
Jersey City, 4th ward	15	.....	15,000	500	4	.....	6	.....	.....	.....	24	760
Total	7,375½	1,421	5,106,350	66,815	562	9	807	122	187	50	773	84,205

HUDSON COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Bergen	800	955	10,930	3,790	.....	.....	1,351	9,236	510	200	.....	3,645	70
Harrison	112	665	4,240	1,974	.....	.....	100	2,885	5	.....	90	795	43
North Bergen	.....	905	6,872	3,260	280	.....	136	6,163	.....	.....	105	7,473	200
City of Hudson	780	480	1,500	900	.....	.....	260	1,105	.....	.....	25	150	.....
Jersey City, 4th ward	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
Total	1,692	3,005	23,542	9,924	280	.....	1,847	19,389	515	200	220	12,063	313

HUDSON COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bush. of	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
Bergen	126,100	6,590	.....	1,324	.....	.....	.....	.....	.....	.....	.....	.....	570
Harrison	12,000	2,145	.....	657	.....	.....	.....	.....	.....	.....	.....	.....	.....
North Bergen	56,565	4,141	.....	1,741	.....	.....	.....	.....	.....	.....	100	345	660
City of Hudson	12,100	1,950	30	195	.....	.....	.....	.....	.....	.....	.....	.....	.....
Jersey City, 4th ward	4,000	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
Total	210,765	14,826	30	3,917	.....	.....	.....	.....	.....	.....	100	345	1,230

HUNTERDON COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Lambertville	513	242	60,215	900	16	2	19	2	43	45	19	2,850
West Amwell	8,379	2,368	579,620	28,017	346	8	484	87	374	940	853	67,539
Kingwood	18,799	3,909	927,165	57,150	803	20	1,074	64	688	849	1,463	115,541
Readington	26,184	3,742	2,032,235	135,808	1,159	31	1,488	67	1,142	1,728	1,746	209,676
Raritan	20,614	2,871	1,664,540	74,439	881	52	1,341	84	1,042	1,562	1,962	166,913
East Amwell	11,814	2,872	960,135	40,428	453	57	726	105	660	1,575	1,083	92,346
Delaware	20,725	4,453	1,656,290	64,415	958	30	1,364	131	666	1,347	1,969	157,460
Franklin	11,568	2,220	897,480	36,285	544	34	664	8	417	1,108	1,177	84,805
Lebanon	11,939	5,068	872,700	39,077	631	20	818	.....	550	1,719	691	96,579
Tewksbury	15,307	4,311	1,015,100	42,620	744	58	924	8	696	1,591	695	114,777
Union	10,316	2,902	995,330	27,166	470	57	434	6	430	1,627	1,197	90,592
Bethlehem	8,250	2,663	756,995	21,385	430	36	425	2	260	980	905	72,866
Alexandria	21,607	5,125	1,902,205	87,642	1,132	16	1,397	8	879	2,601	2,637	203,360
Clinton	17,719	2,994	1,504,180	58,518	854	42	879	8	750	1,648	1,432	127,079
Total	203,734	45,740	15,824,190	713,850	9,421	463	12,037	580	8,597	19,320	17,829	1,602,383

HUNTERDON COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bu. of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Lambertville	362	373	3,350	.....	.....	113½	.....	140	.....	100	327	180	292
West Amwell	9,539	2,741	43,125	34,677	.....	3,031	131	3,990	124	.....	4,366	8,191	127
Kingwood	10,568	10,415	73,767	71,127	1	2,176	159	7,668	74	.....	13,372	2,522	405
Readington	16,392	23,515	129,250	125,679	.....	4,891	1,139	9,567	1	170	7,066	5,724	1,631
Raritan	24,921	8,789	110,819	100,362	.....	5,161	307	9,600	48	1,183	7,702	5,966	810
East Amwell	15,350	6,605	69,360	51,867	.....	3,554	51	5,693	27	340	4,089	17,910	793
Delaware	25,226	5,468	91,897	78,177	.....	3,739	53	10,672	206	60	10,001	9,033	210
Franklin	12,847	3,280	69,685	63,376	.....	2,358	158	4,815	.....	650	6,402	2,229	.....
Lebanon	12,478	11,827	63,115	40,302	.....	5,088	54	5,497	.....	.....	10,507	.....	.....
Tewksbury	16,410	5,995	90,525	75,920	.....	4,438	153	4,222	.....	180	7,771	.....	.....
Union	19,131	4,441	65,300	35,934	.....	5,630	50	4,315	.....	639	2,965	2,842	.....
Bethlehem	17,814	7,376	52,168	23,841	.....	3,183	7	4,800	.....	100	3,355	650	.....
Alexandria	35,833	19,911	135,730	66,911	.....	9,218	12½	14,982	.....	.....	8,119	4,584	42
Clinton	24,214	10,005	87,620	62,480	.....	4,580	650	7,024	.....	840	5,793	396	18
Total	241,085	120,741	1,085,711	830,653	1	57,160½	2,926½	92,985	480	4,262	91,835	60,227	4,328

HUNTERDON COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bush. of.	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
Lambertville	.....	100	.....	75	.....	.....	.....	.....	30	.....	.....	.....	547
West Amwell	1,489	45,939	90	1,396	242	163	600	49	.....	76	890	.....	17,993
Kingwood	132	87,770	.....	2,700	661	243	7,568	462	.....	40	2,152	62	17,688
Readington	.....	145,831	.....	4,583	1,106	305	6,150	417	12	266	3,015	504	43,467
Raritan	300	127,035	100	3,881	653	488	6,155	377	.....	192	3,872	47	45,282
East Amwell	20	49,400	.....	1,961	189	267	700	19	.....	92	1,467	54	18,535
Delaware	460	118,015	.....	3,505	958	547	9,935	507	.....	41	1,778	1,996	31,421
Franklin	.....	48,580	.....	1,669	432	161	6,885	370	.....	11	876	115	18,320
Lebanon	.....	63,225	.....	1,635	749	1	.....	.....	.....	.....	.....	.....	11,376
Tewksbury	.....	61,858	.....	1,402	765	.....	.....	.....	.....	10	100	.....	11,430
Union	.....	34,610	.....	1,609	523	50	150	23½	.....	26	767	84	15,804
Bethlehem	.....	34,231	.....	1,112	375⅗	4	630	68	.....	40	1,499	132	9,913
Alexandria	.....	126,055	.....	3,828	1,143	116	5,816	354½	.....	115	2,745	.....	33,203
Clinton	.....	68,025	.....	2,047½	686¼	75	.....	27	.....	.....	.....	.....	16,682
Total	2,401	1,010,674	190	31,403½	8,483	2,420	44,589	2,674	42	909	19,161	2,994	291,661

MERCER COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Hamilton	19,528¾	3,540	2,173,610	70,110	743	44	1,143	5	770	1,259	3,105	148,989
Trenton city	330¾	55	100,700	6,375	17	.....	30	.....	6	.....	24	11,740
East Windsor	7,644	1,972	826,660	23,140	285	38	444	12	235	816	1,025	61,551
Washington	8,921	1,864	773,505	19,880	345	25	515	.....	405	755	1,543	70,815
West Windsor	12,934	2,640	1,185,760	33,200	400	78	692	10	506	631	1,498	95,382
Hopewell	30,189	5,196	2,540,859	91,817	1,222	124	1,810	134	1,016	3,607	3,776	225,981
Lawrence	11,593	1,494	1,225,100	47,260	507	61	765	14	594	897	1,730	100,070
Ewing	8,976	1,222	1,126,450	44,790	448	40	632	6	332	621	1,228	91,250
Princeton	7,475	1,841	761,600	29,970	298	44	540	47	413	264	870	104,047
Total	107,591½	19,824	10,714,244	366,543	4,265	454	6,571	228	4,277	8,850	14,799	859,825

MERCER COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Hamilton	18,283	10,957	97,697	56,408	39,000	2,382	917	31,686	6,074	.....	9,573	3,261	48
Trenton city	466	105	1,455	3,375	.....	.....	.....	530	.....	.....	35	.....	.....
East Windsor	6,122	3,321	38,295	24,165	.....	1,303	32	25,442	1,082	406	4,577	3,301	15
Washington	4,395	1,915	45,055	37,331	.....	995	56	15,556	409	.....	7,579	1,909	.....
West Windsor	15,822	4,874	74,625	42,605	.....	685	2	24,095	255	160	7,369	3,425	.....
Hopewell	36,937	8,295	155,450	144,592	.....	7,378	601	15,039	.....	.....	12229	34,724	.....
Lawrence	22,838	3,265	71,870	66,125	8,300	1,762	174	12,008	263	90	4,154	3,330	11
Ewing	20,135	2,032	57,575	58,382	.....	1,319	239	8,954	50	15	1,961	1,905	79
Princeton	11,656	1,285	52,875	42,970	.....	302	17	7,681	.....	162	1,473	2,636	.....
Total	136,654	36,049	594,897	475,963	47,300	16,126	2,038	140,991	8,133	833	48,950	54,491	153

MERCER COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bush. of.	Grass Seeds, bush. of.	Flax, lbs. of.	Flaxseed, bush. of.	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
Hamilton	17,327	90,287	1,730	3,448	384	511/2	.....	.....	53	106	3,182	.....	56,182
Trenton city	3,100	902	.....	112	.....	.....	.....	.....	.....	.....	.....	.....	354
East Windsor	12,225	21,195	200	1,466	208	11	.....	.....	.....	17	425	.....	14,925
Washington	685	30,315	30	1,262	228	3	.....	.....	10	59	1,350	.....	23,670
West Windsor	.....	37,620	.....	1,815	670	33	.....	.....	.....	30	820	.....	23,755
Hopewell	240	153,691	10	5,244	563	302	1,675	110	.....	8	50	.....	57,331
Lawrence	680	62,260	.....	3,272	275	20	.....	.....	200	36	987	.....	22,884
Ewing	2,085	46,140	.....	2,884	217	44	.....	60	20	8	490	.....	16,957
Princeton	1,545	33,450	12	1,696	156	10	100	8	.....	30	521	.....	11,168
Total	37,887	475,860	1,982	21,199	2,701	474½	1,775	178	283	294	7,825	.....	227,216

MONMOUTH COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Shrewsbury	10,196	2,117	1,525,200	42,620	536	39	651	12	470	1,413	1,349	102,470
Wall	7,469	8,133	832,500	27,765	449	37	573	16	432	509	1,170	65,395
Marlboro'	11,408	4,782	1,353,950	37,190	488	138	674	54	640	2,605	3,019	136,425
Manalopan	11,628¾	4,057¼	1,197,825	36,635	478	112	627	38	662	1,540	2,066	120,365
Millstone	13,371½	5,554	1,210,550	37,224	544	110	781	18	650	1,113	2,702	125,570
Upper Freehold	15,516	4,778	1,584,040	43,656	702	55	905	10	832	2,084	5,259	165,762
Holmdell	7,091	2,438	1,083,550	31,825	311	96	394	54	287	1,395	1,120	76,493
Middletown	17,056	7,939	2,489,100	74,082	803	99	1,023	141	663	1,429	2,641	159,676
Freehold	14,757	8,095	1,716,850	59,985	649	103	824	36	786	1,192	2,752	167,135
Matawan	2,039	1,103	304,200	7,817	116	44	159	10	59	.....	216	20,285
Raritan	1,986	899	295,300	6,110	102	8	111	8	117	.....	152	17,650
Howell	8,469	9,070	780,000	28,585	421	51	560	11	397	176	583	72,192
Ocean	6,642	3,699	745,105	31,410	324	9	505	18	277	425	680	59,645
Atlantic	10,453	3,771	1,177,800	45,881	446	95	513	40	523	2,763	1,400	108,382
Total	138,081¾	66,435¼	16,295,970	510,785	6,369	966	8,300	466	6,795	16,644	25,109	1,397,445

MONMOUTH COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Shrewsbury	12,578	3,842	56,365	25,588	.....	3,187	50	106,385	4,610	90	404	2,550	.....
Wall	7,321	6,158	46,810	9,074	.....	1,129	.....	32,275	335	.....	3,771	.....	.....
Marlboro'	13,613	8,574	76,330	13,284	.....	4,414	150	123,467	5,096	245	1,438	2,972	500
Manalopan	5,769½	14,533	81,640	17,308	.....	3,613½	160½	66,405	2,934	151	3,189	1,361	27
Millstone	8,996	11,187	79,350	24,768	.....	3,745½	114½	62,736	2,939	690	4,535½	2,483	96
Upper Freehold	17,658	14,544	127,725	39,327	.....	6,114	37	48,461	1,316	1,137	2,814	3,541	80
Holmdell	12,306	1,300	40,370	9,802	.....	4,730	.....	126,340	3,604	734	312	3,750	.....
Middletown	15,764	8,096	77,322	10,783	.....	2,958	.....	179,433	8,409	843	989	4,131	.....
Freehold	17,222	7,309	106,953	39,755	.....	3,321	.....	99,638	2,060	180	2,468	2,538	.....
Matawan	1,567	596	10,030	2,103	1,400	.....	52	11,735	2,634	.....	331	344	.....
Raritan	1,352	1,263	8,985	1,586	.....	.....	.....	5,280	2,210	.....	179	135	.....
Howell	6,639	9,267	38,728	3,866	.....	.....	3	39,125	1,134	.....	3,168	76	.....
Ocean	9,372	3,791	40,474	11,101	.....	724	.....	45,460	3,447	.....	1,280	.....	.....
Atlantic	13,199	6,764	68,795	24,669	.....	4,247	.....	104,785	1,301	225	459	1,579	.....
Total	143,256½	97,224	859,877	233,014	1,400	38,183	567	1,051,525	42,029	4,295	25,337½	25,460	703

MONMOUTH COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bushels of.	Molasses, gallons of.	Beeswax, lbs. of	Honey, lbs. of.	Value of home-made Manufactures.	
Shrewsbury	9,040	61,756	.....	3,637	2	.....	.....	.....	.....	.....	30	.....	11,738
Wall	600	48,580	40	3,227	103	11	.....	.....	30	79	1,195	.....	1,738
Marlboro'	8,664	40,230	.....	2,696	22	36	.....	.....	2,046	.....	718	.....	21,530
Manalopan	492½	49,533	.....	2,471	95½	357	.....	.....	.....	142	2,246	.....	35,529
Millstone	40	62,250	.....	2,689	421	77½	.....	.....	.....	160	1,900	.....	28,784
Upper Freehold	.....	65,511	2,850	3,395	322½	102	.....	.....	.....	123	2,027	.....	81,355
Holmdell	15,279	30,900	.....	1,944	.....	4	.....	.....	.....	.....	415	.....	22,702
Middletown	65,910	56,944	370	4,226	4	6	.....	.....	.....	4	699	.....	36,634
Freehold	100	66,735	250	3,105	22	2	.....	.....	.....	.....	.....	.....	41,614
Matawan	10,759	7,840	.....	567	.....	.....	.....	.....	.....	.....	92	250	2,855
Raritan	15,000	6,440	.....	361	.....	.....	.....	.....	12	100	.....	.....	2,064
Howell	280	53,777	.....	2,186	68	8	.....	.....	.....	.....	.....	.....	12,225
Ocean	300	9,503	.....	1,944	.....	.....	.....	.....	.....	.....	.....	.....	8,145
Atlantic	6,800	49,900	.....	2,365	12	7	.....	.....	.....	.....	.....	.....	5,940
Total	133,264½	609,899	3,510	34,813	1,072	610½	.....	.....	2,088	608	9,322	250	312,853

MORRIS COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Chester	11,484	4,944	685,800	27,424	490	12	638	30	388	1,266	849	81,080
Hanover	15,193	7,571	1,165,100	28,935	546	40	1,408	257	879	883	884	127,425
Pequannock	14,894	11,516	1,180,250	32,925	620	20	1,294	388	1,313	501	997	138,336
Mendham	8,989	3,575	745,800	21,810	311	22	453	22	213	1,254	543	65,537
Morris	17,660	13,645	2,004,400	54,790	556	35	1,160	218	739	1,348	952	132,878
Jefferson	7,652	10,461	401,450	11,063	207	27	519	172	563	612	496	57,161
Roxbury	14,804	11,981	972,390	32,412	649	37	970	151	820	2,359	1,402	130,170
Rockaway	7,938	20,534½	549,100	14,100	267	42	721	228	819	614	422	68,900
Chatham	12,716	18,661	971,120	33,855	460	43	919	183	524	423	885	104,515
Randolph	8,613	7,523	527,037	15,293	291	12	625	130	339	506	444	54,927
Washington	16,150	8,827	1,259,579	35,039	748	22	986	24	676	1,888	1,265	129,555
Total	136,093	119,238½	10,462,026	307,646	5,145	312	9,693	1,803	7,273	11,654	9,139	1,090,484

MORRIS COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Chester	6,691	4,305	65,875	53,520	.....	4,597	287	3,806	.....	675	9,185	3,193	94
Hanover	5,828	6,576	48,245	25,693	.....	1,422	24	21,739	.....	100	7,037	1,756	.....
Pequannock	3,901	17,226	42,335	22,239	.....	905	37	28,246	.....	170	9,998	1,215	.....
Mendham	5,433	1,692	46,700	44,616	.....	2,802	414	4,390	1	125	5,824	1,265	3
Morris	8,955	5,579	70,682	56,575	11,430	2,835	323	12,881	80	386	11,564	2,492	37
Jefferson	130½	5,012	24,676	8,791	.....	1,525	130	7,695	.....	.....	8,840	1,724	50
Roxbury	6,864	13,503	118,631	43,364	.....	5,420	206½	11,240	.....	100	27,698	5,148	38
Rockaway	1,587	5,235	23,130	12,486	.....	1,499	60	13,737	.....	.....	11,511	375	35
Chatham	4,370	1,569	62,830	15,451	.....	.....	76	21,940	20	.....	4,949	725	.....
Randolph	3,047	3,340	55,925	25,165	.....	1,572	.....	8,398	.....	.....	8,237	2,037	194
Washington	12,846	9,069	79,355	47,020	.....	6,026	126	5,136	.....	519	16,705	1,313	162
Total	59,652½	73,106	638,384	304,920	11,430	28,603	1,683½	139,208	101	2,075	121,548	21,243	613

MORRIS COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bush. of.	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
Chester	.....	47,765	.....	1,266	605	17	.....	.....	.....	131	2,235	2,565	16,085
Hanover	950	78,175	.....	6,967	.....	.....	.....	.....	.....	46	2,865	50	20,430
Pequannock	3,545	89,565	.....	6,169	.....	.....	.....	.....	.....	125	4,155	.....	20,554
Mendham	65	44,405	.....	1,416	374	.....	.....	.....	.....	14	1,375	.....	10,869
Morris	1,235	101,565½	4	4,959	277	60	.....	123	.....	172	3,773	.....	29,812
Jefferson	210	54,200	.....	1,981	49½	13	.....	.....	.....	114½	3,015	83	8,787
Roxbury	1,745	92,265	.....	3,284½	634½	50	.....	.....	.....	296	7,725	360	21,806
Rockaway	.....	24,715	.....	3,516	2	.....	.....	.....	.....	690	940	.....	12,724
Chatham	.....	39,225	.....	10	.....	.....	.....	.....	.....	.....	510	.....	32,386
Randolph	850	51,252	.....	156½	25	.....	.....	.....	.....	60	2,110	.....	14,932
Washington	.....	83,555	.....	1,037	29	.....	454	92	.....	153	3,183	719	22,471
Total	8,600	706,687½	4	38,196½	3,145	194	454	215	.....	1,801½	31,886	3,777	210,856

OCEAN COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Plumstead	10,109	2,765	1,021,600	36,200	387	83	623	4	462	1,856	3,985	98,800
Brick	4,088	7,889	361,200	7,631	133	41	303	20	223	34	380	29,206
Dover	4,737	28,818	306,550	8,130	170	48	297	25	390	102	480	32,695
Jackson	5,015	8,847	216,050	10,057	204	36	267	14	336	215	698	33,405
Stafford	9,126	19,684	235,700	10,460	152	42	449	90	564	226	524	38,213
Union	4,571	13,118	177,700	6,270	109	15	297	44	372	135	344	24,766
Total	37,746	81,121	2,318,800	78,748	1,155	265	2,236	197	2,347	2,569	6,411	257,085

OCEAN COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Plumstead	4,320	16,845	88,000	5,480	.....	5,839	2	19,815	774	.....	1,095	1,275	5
Brick	1,077	3,224	14,840	1,081	.....	86	230	8,886	954	.....	1,320	.....	.....
Dover	895	4,082	14,919	1,715	8	258	.....	8,065	1,420	.....	1,941	.....	.....
Jackson	473	4,919	17,776	1,065	.....	523	.....	13,247	905	.....	1,896	35	.....
Stafford	2,763	3,272	17,618	2,474	.....	703	13	8,013	1,822	.....	2,257	128	.....
Union	473	2,551	11,395	704	.....	435	.....	3,936	626	.....	1,711	.....	.....
Total	10,001	34,893	164,548	12,519	8	7,844	245	61,962	6,501	.....	10,220	1,438	5

OCEAN COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bush. of.	Grass Seeds, bush. of.	Flax, lbs. of.	Flaxseed, bush. of.	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
Plumstead	.....	41,900	3,900	2,823	.....	20	.....	.....	.....	32	620	4,810	88,110
Brick	.....	9,791	.....	1,001	18	.....	.....	.....	.....	.....	.....	.....	100
Dover	.....	14,356	.....	1,633	5	.....	.....	.....	.....	.....	.....	.....	.....
Jackson	.....	17,657	.....	753	18	.....	.....	.....	.....	.....	.....	.....	300
Stafford	3,898	15,599	140	2,532	.....	.....	.....	.....	.....	53	706	.....	9,374
Union	1,218	12,592	.....	2,120	.....	.....	.....	.....	.....	.....	249	299	5,259
Total	5,116	111,895	4,040	10,862	41	20	.....	.....	.....	85	1,575	5,109	103,143

PASSAIC COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Acquackanonk	9,751	1,357	1,295,400	18,100	433	32	776	138	559	29	798	94,580
East ward, Paterson	1,195½	219	388,400	9,145	63	.....	134	13	34	.....	91	13,440
Manchester	4,072	1,594½	530,900	14,250	167	4	309	71	173	31	279	37,137
Wayne	8,411	5,110	626,830	17,654	274	8	615	211	602	364	530	70,641
Pompton	7,252	23,598	504,800	15,345	217	72	537	222	657	768	751	76,257
West Milford	11,240	16,577	423,565	9,371	340	2	1,032	372	819	937	812	83,541
Total	41,921½	48,450½	3,769,895	83,865	1,494	118	3,403	1,027	2,844	2,129	3,261	375,596

PASSAIC COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bu. of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Acquackanonk	2,453	11,486	26,160	12,007	10	30	555	28,601	.....	25	5,794	913	.....
East ward, Paterson	344	2,277	8,350	1,516	.....	.....	50	5,710	.....	.....	683	.....	.....
Manchester	480	5,284	20,415	5,033	.....	90	.....	14,020	.....	.....	3,288	750	.....
Wayne	2,009	8,205	22,987	12,933	.....	486	11	23,012	2	.....	4,412	659	10
Pompton	1,284	9,230	20,932	13,246	.....	2,769	3	14,710	.....	.....	6,031	102	20
West Milford	118	8,663	15,046	13,176	.....	2,391	124	9,002	.....	.....	13,195	10	.....
Total	6,688	45,145	113,890	57,911	10	5,766	743	95,055	2	25	33,403	2,434	30

PASSAIC COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bush. of	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
Acquackanonk	20,500	41,367	500	3,080	.....	2	.....	.....	.....	.....	250	.....	10,179
East ward, Paterson	5,465	5,595	1,625	347	.....	.....	.....	.....	.....	.....	200	.....	2,401
Manchester	12,405	18,665	.....	959	13	.....	.....	.....	.....	10	700	.....	8,595
Wayne	3,400	75,004	.....	3,136	27	.....	.....	.....	.....	31	1,690	.....	11,681
Pompton	270	82,161	.....	2,741	3	.....	.....	.....	.....	.....	1,165	.....	12,123
West Milford	.....	72,360	.....	3,037	27	.....	.....	.....	.....	100	3,157	20	14,097
Total	42,040	295,152	2,125	13,302	70	2	.....	.....	.....	141	7,162	20	59,076

SALEM COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Mannington	17,284	3,628½	2,006,867	73,415	844	124	1,221	14	739	1,482	2,057	166,558
Lower Penns Neck	10,503½	2,327	994,805	41,631	488	62	663	4	296	495	1,164	81,699
Elsinborough	5,075	1,789	568,309	22,925	270	41	421	.....	329	164	647	51,139
Salem	814	78	165,240	5,000	50	8	72	.....	38	58	83	9,330
Upper Alloways Creek	16,618	6,909	1,206,750	39,660	783	71	890	.....	613	1,199	1,577	108,471
Lower Alloways Creek	11,121	5,580	735,326	28,091	432	55	644	.....	2,284	476	711	65,463
Upper Penns Neck	14,380	5,095	1,173,595	32,131	610	42	929	12	486	202	1,570	97,118
Pittsgrove	6,294	5,086	324,600	9,861	225	29	286	.....	301	530	558	36,771
Upper Pittsgrove	13,426	3,691	1,237,010	38,728	753	79	871	.....	759	740	2,361	136,130
Pilesgrove	18,057	1,448	1,828,966	50,051	796	68	1,107	.....	855	1,067	3,480	199,915
Total	113,572½	35,631½	10,241,468	341,493	5,251	579	7,104	30	6,700	6,413	14,208	952,594

SALEM COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Mannington	47,890	1,708	146,789	33,361	.....	4,640	104	103,693	4,057	200	1,403	6,168	405
Lower Penns Neck	22,921	1,453	78,455	16,069	.....	1,863	240	52,285	9,071	93	835	3,730	24
Elsinborough	14,415	195	44,285	10,678	.....	603	30	29,782	318	.....	120	1,145	24
Salem	3,615	15	8,650	1,535	.....	41	.....	4,650	34	.....	38	311	4
Upper Alloways Creek	30,457	1,769	98,277	49,728	.....	2,746	10	26,928	1,656	.....	5,093	1,102	280
Lower Alloways Creek	22,119	186	67,305	24,580	.....	1,371	3	21,233	427	100	232	953	155
Upper Penns Neck	15,282	4,260	68,630	5,070	.....	215	107½	32,414	75,208	.....	2,378	2,652	74½
Pittsgrove	6,447	3,169	30,185	6,892	.....	1,481	35	15,303	1,115	.....	5,798	2,065	.....
Upper Pittsgrove	32,220	995	80,215	38,483	225	2,407	33	50,918	1,460½	.....	6,001	4,338	.....
Pilesgrove	38,128	1,593	126,990	24,786	.....	2,562	6	88,066	7,519	10	1,252	5,324	.....
Total	233,494	15,343	749,781	211,182	225	17,929	568½	425,272	100,865½	403	23,150	27,788	966½

SALEM COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bush. of.	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
Mannington	1,812	62,809	3,893	6,105½	1,182½	15,461	.....	5	.....	50	2,040	838	39,473
Lower Penns Neck	2,132	34,258	150	3,509	227	20,980	.....	.....	.....	23	684	655	19,592
Elsinborough	60	18,292	230	2,897	206	11,930	.....	.....	30	7	335	352	11,389
Salem	200	3,508	.....	295	70	205	.....	.....	.....	.....	.....	.....	1,547
Upper Alloways Creek	.....	52,385	100	3,551	911	391	.....	.....	65	.....	2,080	.....	20,788
Lower Alloways Creek	.....	36,890	100	6,164	418	25,502	.....	.....	17	.....	550	.....	13,016
Upper Penns Neck	14,096	31,869	70	3,561	312	7	.....	.....	.....	15	1,468	74	30,843
Pittsgrove	40	15,448	5	606	331	84	.....	.....	.....	49	2,570	231	9,159
Upper Pittsgrove	.....	51,468	459	3,889½	953½	311½	.....	.....	.....	37	1,965	16	44,224
Pilesgrove	.....	66,436	8,730	5,120	616½	54	.....	.....	30	4	580	.....	89,990
Total	18,340	373,363	13,737	35,698	5,227½	74,645½	.....	5	142	185	12,273	2,166	280,021

SOMERSET COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Hillsborough	29,316	4,220	2,422,850	123,600	1,310	70	1,702	154	1,331	1,908	1,803	228,080
Bernards	18,221	5,654	1,218,200	49,060	761	40	1,203	104	916	1,557	1,225	141,648
Warren	10,465	4,925	687,500	25,510	437	13	752	154	893	255	600	78,962
Bedminster	16,175	2,169	976,626	44,137	742	25	712	38	714	1,232	944	110,162
Branchburgh	12,433	56	1,047,700	31,107	477	15	629	54	390	976	646	86,205
Bridgewater	18,984	3,828	1,623,943	47,145	707	50	1,216	112	837	397	993	140,900
Montgomery	19,842	251	1,576,450	47,565	694	83	963	38	623	867	1,067	129,048
Franklin	27,463	258	2,369,150	60,000	1,025	73	1,410	50	701	1,263	1,467	176,901
Total	152,899	21,361	11,922,419	428,124	6,153	369	8,587	704	6,405	8,455	8,745	1,091,906

SOMERSET COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Hillsborough	27,182	27,845	161,905	160,015	.....	3,508	160	10,676	.....	460	6,069	5,678	711
Bernards	13,027	5,584	88,020	107,613	.....	3,533	702	8,341	21	75	10,535	2,375	98
Warren	6,984	4,971	33,190	33,731	200	1,051	524	10,263	271	52	7,327	1,139	195
Bedminster	9,612	10,179	99,235	98,563	12	1,926	384	4,474	.....	575	4,974	1,057	301
Branchburgh	12,528	12,351	63,765	60,915	.....	1,547	.....	3,619	.....	160	789	534	20
Bridgewater	15,710	9,922	87,635	80,187	.....	1,128	32	7,227	58	648	4,155	1,784	667
Montgomery	20,049	9,960	84,725	84,983	.....	2,799	.....	6,334	.....	410	2,830	13,550	10
Franklin	26,074	18,115	130,255	115,221	.....	3,334	.....	11,131	.....	543	4,570	726	203
Total	131,166	98,927	748,730	741,228	212	18,826	1,802	62,065	350	2,923	41,249	26,843	2,205

SOMERSET COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bush. of.	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
Hillsborough	115	147,120	.....	5,794	534	659	300	32	.....	.....	1,535	.....	43,590
Bernards	163	118,995	450	3,298	1,044	89	38	14	.....	124	2,731	642	29,864
Warren	75	73,325	150	2,921	145	62	560	15	.....	142	1,655	45	16,765
Bedminster	6	68,075	.....	2,624	1,063	254	300	37	.....	122	2,831	293	21,049
Branchburgh	.....	60,960	.....	2,522	245	189	.....	.....	.....	.....	.....	10	17,960
Bridgewater	1,650	122,295	.....	4,984	444	249	180	46	.....	.....	20	.....	43,162
Montgomery	600	95,100	.....	3,025	160	191	200	12	.....	.....	.....	.....	20,735
Franklin	450	146,975	.....	5,901	277	90	.....	.....	.....	.....	.....	.....	47,555
Total	3,059	832,845	600	31,069	3,912	1,783	1,578	156	.....	388	8,772	990	240,685

SUSSEX COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Hardyston	12,049	9,533	768,520	16,025	340	42	1,312	136	644	291	1,628	88,830
South Newton	16,126	7,681	1,358,846	26,135	560	19	1,655	126	527	558	2,341	136,142
Byram	5,124	5,876	290,100	5,525	141	5	400	42	315	239	462	35,978
Vernon	17,763	12,182	1,026,131	27,548	467	3	2,124	312	1,561	542	2,462	173,581
North Newton	5,756	2,091	286,710	7,655	135	.....	588	46	247	193	782	39,270
Sandyston	13,241	5,814	719,517	20,975	322	.....	1,242	59	432	448	1,568	91,450
Walpack	7,144	3,161	384,641	14,500	185	.....	647	14	194	324	854	50,214
Frankford	15,265	5,318	1,018,120	26,230	432	.....	1,856	88	633	404	2,523	127,930
La Fayette	8,759	2,054	665,750	15,920	262	.....	930	58	289	226	1,401	70,077
Sparta	12,257	7,140	649,600	20,145	393	13	1,168	108	625	614	2,123	79,965
Green	9,338	3,869	654,350	17,355	283	8	1,014	44	344	406	1,551	76,325
Wantage	20,623	6,957	1,260,146	40,721	647	.....	3,000	84	1,514	624	3,882	183,182
Stillwater	12,497	5,737	752,580	14,821	338	.....	1,133	40	459	799	2,036	94,896
Wantage	12,348	3,839	860,272	23,248	347	4	1,540	56	551	322	1,284	102,072
Montague	7,604	5,082	429,940	19,487	174	2	631	58	283	137	268	46,560
Total	175,894	86,335	11,105,233	296,290	5,026	96	19,240	1,271	8,618	6,127	25,165	1,396,472

SUSSEX COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Hardyston	873	18,747	39,413	23,220	.....	1,187	.....	10,004	.....	.....	11,110	405	40
South Newton	2,902	27,174	60,545	34,510	.....	2,075	11	15,505	10	35	16,150	2,421	.....
Byram	424	4,438	12,635	7,369	.....	913	.....	2,480	.....	.....	4,685	1,202	.....
Vernon	3,081	11,325	34,475	25,789	200	1,688	.....	8,914	.....	.....	10,869	4,598	617
North Newton	776	6,305	13,875	5,875	.....	651	2	1,739	.....	.....	4,632	310	23
Sandyston	455	20,107	28,685	8,421	.....	1,373	2	6,765	.....	.....	9,719	1,375	60
Walpack	748	11,835	15,985	5,921	.....	1,275	22	5,900	.....	.....	7,077	1,035	62
Frankford	1,534	17,327	41,330	22,740	.....	1,257	15	8,025	.....	200	12,638	625	5
La Fayette	673	13,475	28,990	20,660	.....	793	9	3,693	.....	4710	4,585	675	.....
Sparta	1,280	20,647	37,794	24,674	.....	2,068	.....	7,978	.....	.....	13,135	1,962	.....
Green	5,452	10,263	38,292	22,130	.....	1,792	35	6,710	.....	307	6,829	1,151	13
Wantage	3,027	28,469	60,049	31,774	1,050	2,360	.....	12,682	.....	78	13,168	2,520	281
Stillwater	2,262	17,562	40,415	17,157	.....	2,442	79	7,416	.....	14	13,140	587	252
Wantage	1,373	16,240	38,418	16,884	.....	1,074	11	7,032	.....	.....	7,733	.....	29
Montague	316	14,318	14,440	7,791	.....	559	.....	8,255	.....	.....	7,082	30	.....
Total	25,176	238,232	505,341	274,915	1,250	21,507	186	113,098	10	5344	142,552	18,896	1382

SUSSEX COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bushels of.	Molasses, gallons of.	Beeswax, lbs. of	Honey, lbs. of.	Value of home-made Manufactures.	
Hardyston	.....	140,330	42,000	3,367	53	44	.....	.....	.....	.....	1,584	.....	21,821
South Newton	50	209,032	.....	3,572	428	32	.....	.....	.....	118	3,060	18	27,620
Byram	.....	49,368	.....	1,039	34	.....	.....	.....	.....	.....	25	.....	6,039
Vernon	.....	8,045	.....	6,421	102	3	.....	.....	.....	20	280	.....	26,149
North Newton	.....	59,838	.....	1,188	19	7½	.....	.....	.....	156	2,270	10	9,143
Sandyston	.....	146,024	.....	2,509	28	.....	.....	.....	.....	201	2,555	100	19,240
Walpack	.....	70,840	.....	1,297	99	70	.....	.....	.....	145	2,000	.....	11,813
Frankford	.....	205,550	.....	3,889	46	124	.....	.....	.....	.....	1,680	129	26,657
La Fayette	56,170	35,580	.....	1,792	128	65	.....	.....	.....	.....	.....	.....	14,105
Sparta	.....	129,230	75	2,870	250	12	.....	.....	.....	154	5,309	.....	21,673
Green	.....	114,180	.....	1,772	453	69	.....	.....	.....	.....	.....	.....	21,741
Wantage	.....	437,731	.....	5,865	91	60½	.....	3	.....	79	1,325	338	42,255
Stillwater	.....	129,545	.....	3,039	516	115	125	5	.....	191	3,160	625	28,183
Wantage	.....	218,394	.....	4,033	40	.....	.....	.....	12	11	689	.....	23,241
Montague	500	99,300	.....	425	.....	.....	.....	.....	.....	20	1,250	.....	8,639
Total	56,720	2,042,987	42,075	43,078	2,287	602	125	8	12	1,095	25,187	1,220	308,319

UNION COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
New Providence	5,663	2,341	582,000	16,226	211	6	394	66	245	183	222	42,220
Rahway	8,326½	1,313½	854,900	26,230	362	7	625	96	372	204	460	64,566
Westfield	25,703	2,458	898,700	33,610	400	4	658	107	239	301	419	65,157
Plainfield	4,342	613	448,250	12,950	162	4	235	16	138	84	187	29,110
Elizabeth	2,997	1,164½	717,200	14,590	146	3	299	10	111	4	188	27,850
Union	6,381	1,514	951,200	26,540	313	9	794	50	315	208	513	68,065
Springfield	2,742	1,284	317,900	8,410	110	9	215	54	101	48	166	12,990
Total	56,154½	10,688	4,790,150	138,556	1,704	42	3,220	399	1,521	1,032	2,155	309,958

UNION COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
New Providence	2,463	1,779	16,390	13,893	.....	300	.....	8,092	.....	55	3,032	715	.....
Rahway	1,873	1,654	37,105	19,655	.....	1,004	230	10,402	2	.....	3,035	2,585	.....
Westfield	2,071	3,370	31,545	28,353	.....	865	10	7,984	.....	.....	4,894	2,840	.....
Plainfield	2,265	2,330	12,850	12,625	.....	268	30	4,782	.....	85	2,019	848	70
Elizabeth	112	946	19,390	6,292	.....	.....	5	7,680	10	.....	698	1,214	8
Union	1,224	4,113	56,725	13,420	.....	.....	.....	12,799	.....	.....	690	1,049	5
Springfield	623	818	20,575	6,338	.....	.....	.....	2,921	.....	.....	1,431	72	.....
Total	10,631	15,010	194,580	100,576	.....	2,437	275	54,660	12	140	15,799	9,323	83

UNION COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bush. of.	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
New Providence	555	23,540	.....	1,221	6	15	.....	.....	.....	255	585	.....	7,075
Rahway	475	34,110	.....	3,134	10	5	.....	.....	.....	41	1,322	.....	7,436
Westfield	975	48,630	.....	2,682	24	19	.....	.....	.....	22	842	.....	11,248
Plainfield	570	16,250	.....	856	4	5	.....	.....	.....	70	225	.....	4,525
Elizabeth	990	10,005	.....	1,462½	.....	.....	.....	.....	.....	.....	.....	.....	2,805
Union	1,980	75,850	.....	2,220	.....	.....	.....	.....	.....	.....	20	.....	5,658
Springfield	.....	19,900	.....	683	.....	.....	.....	.....	.....	.....	.....	.....	2,956
Total	5,545	228,285	.....	12,258½	44	44	.....	.....	.....	388	2,994	.....	41,703

WARREN COUNTY.

TOWNSHIPS.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Frelinghuysen	11,053	3,992	924,270	28,030	390	7	1,134	8	484	596	2,427	90,050
Hope	12,885	5,147	1,004,919	34,721	518	20	1,069	26	436	1,383	2,149	107,061
Oxford, n'th Pequest river	4,355	1,217	389,325	8,535	205	2	250	2	104	574	624	31,182
Belvidere " "	244	15	26,994	550	.....	.....	14	2	3	14	22	1,364
Phillipsburg	5,279	540	613,525	15,970	233	6	282	.....	115	142	688	36,787
Greenwich	13,653	1,334	1,472,208	42,490	724	2	736	4	495	718	2,168	106,416
Washington	10,451	1,777	1,134,100	52,950	508	28	548	2	279	869	1,017	74,295
Franklin	10,072	1,953	1,004,000	37,575	458	20	535	.....	197	1,252	1,397	70,150
Belvidere, so. Pequest riv.	379	25	47,000	1,075	18	.....	29	.....	12	25	62	3,350
Oxford, " "	9,412	39,567	821,900	22,610	432	45	544	18	358	1,323	1,267	76,200
Harmony	9,740	2,856	923,550	27,600	502	1	481	2	332	832	1,276	75,800
Hackettstown	2,037	834	184,400	4,225	82	.....	161	2	56	196	171	17,040
Independence	12,072	7,887	904,390	23,405	453	12	1,237	60	555	1,226	1,663	108,540
Mansfield	10,909	4,400	833,220	25,625	471	34	638	2	424	1,147	1,120	89,661
Knowlton	10,887	4,456	1,030,983	19,485	455	1	795	26	249	992	1,758	79,179
Pahaquarry	3,311	4,257	180,350	4,970	137	.....	222	12	136	206	514	22,627
Hardwick	6,125	2,453	354,705	9,240	222	2	569	10	182	315	1,232	44,013
Blairstown	10,875	3,094	835,235	19,850	449	.....	936	18	300	707	2,180	82,006
Total	143,739	85,804	12,685,074	378,906	6,257	180	10,180	194	4,717	12,517	21,735	1,115,719

WARREN COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Woo lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Frelinghuysen	3,672	16,299	46,245	21,041	.....	1,794	39½	4,576	10	.....	7,623	1,265	14
Hope	5,163	23,795	63,097	18,490	.....	4,357	2	6,784	.....	42	13,599	1,991	.....
Oxford, n'th Pequest river	3,794	8,159	23,539	6,975	.....	1,875	11	3,640	40	.....	3,302	734	.....
Belvidere, " " "	853	607	1,050	520	.....	86	10	270	.....	100	.....	.....	.....
Phillipsburg	18,129	4,080	44,019	10,620	.....	510	.....	4,920	.....	254	640	1,910	9
Greenwich	44,729	12,655	118,857	35,425	159	2,295	1	11,959	.....	.....	1,916	1,937	.....
Washington	23,780	12,574	84,975	42,705	.....	2,682	.....	5,699	.....	728	4,796	843	38
Franklin	23,056	11,645	72,370	33,275	.....	3,791	.....	4,815	.....	78	3,950	965	86
Belvidere, so. Pequest riv.	350	1,255	2,250	260	.....	75	.....	590	.....	.....	327	.....	.....
Oxford, " "	6,849	20,239	62,950	17,958	.....	4,092	1,645	4,605	.....	.....	5,541	325	.....
Harmony	15,244	16,270	65,875	18,210	.....	2,869	.....	4,900	.....	.....	5,495	275	.....
Hackettstown	4,162	2,030	10,710	7,660	.....	588	16	2,391	.....	.....	1,946	320	12
Independence	11,027	15,523	56,390	24,266	.....	3,853	1½	8,239	.....	.....	10,633	2,111	.....
Mansfield	10,349	13,832	64,440	29,414	.....	3,758	18	6,673	.....	.....	9,439	930	.....
Knowlton	1,842	21,360	42,160	16,342	60	3,440	53	8,739	.....	.....	12,357	266	30
Pahaquarry	876	7,625	9,785	2,539	.....	730	10	4,605	.....	.....	4,093	35	27
Hardwick	1,586	8,660	19,050	9,345	.....	1,313	16	3,818	.....	.....	5,686	.....	3
Blairstown	1,437	20,515	46,045	17,855	.....	2,835	14	6,747	.....	.....	11,158	197	.....
Total	176,898	217,123	833,807	312,900	219	40,943	1,837	93,970	50	1,202	102,501	14,104	219

WARREN COUNTY—Continued.

TOWNSHIPS.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bush. of.	Grass Seeds, bush. of.	Flax, lbs. of.	Flaxseed, bush. of.	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
Frelinghuysen	14	148,408	.....	2,305	302½	113	.....	.....	.....	118	2,971	.....	27,132
Hope	20	125,323	.....	2,430	457	76	.....	.....	9	218	2,400	868	21,141
Oxford, nt'h Pequest river	400	26,200	.....	579	163	15	.....	.....	.....	21	561	79	5,338
Belvidere, " " "	.....	500	.....	28	1	.....	.....	.....	.....	.....	.....	.....	286
Phillipsburg	970	21,040	.....	702	207	118	.....	.....	.....	.....	490	.....	7,038
Greenwich	120	58,263	.....	2,047	458	245	.....	.....	.....	.....	490	.....	16,705
Washington	.....	31,420	.....	1,596	525	.....	.....	.....	.....	10	377	.....	11,329
Franklin	40	36,295	.....	1,706	409	.....	.....	.....	.....	37	665	.....	9,883
Belvidere, so. Pequest riv.	.....	2,550	.....	59	.....	.....	.....	.....	.....	.....	.....	.....	1,030
Oxford, " " "	.....	51,175	.....	1,473	444	.....	.....	.....	.....	.....	.....	.....	8,585
Harmony	.....	55,430	.....	1,344	321	.....	.....	.....	.....	.....	.....	.....	9,076
Hackettstown	50	17,150	.....	443	73	18	.....	.....	.....	4	50	.....	3,418
Independence	.....	127,890	.....	2,748	468	66	.....	.....	.....	38	470	.....	20,292
Mansfield	.....	56,764	.....	1,845	727	63	.....	.....	.....	123	1,385	.....	13,487
Knowlton	.....	95,890	.....	1,709	225	67	60	3	.....	144	2,535	1,223	19,256
Pahaquarry	.....	24,900	.....	522	85	18	.....	.....	.....	114	942	346	5,639
Hardwick	.....	73,025	.....	1,083	192	78	.....	.....	.....	161	2,313	641	14,522
Blairstown	.....	127,120	.....	2,215	243	140	.....	.....	.....	63	2,932	1,280	22,676
Total	1,614	1,079,343	.....	24,843	5,300½	1,017	60	3	9	1,051	18,581	4,437	216,833

* H

RECAPITULATION.

COUNTIES.	ACRES OF LAND.		Cash value of Farms.	Value of Farming Implements and Machinery.	LIVE STOCK, JUNE 1, 1860.							
	Improved.	Unimproved.			Horses.	Asses and Mules.	Milch Cows.	Working Oxen.	Other Cattle.	Sheep.	Swine.	Value of Live Stock.
Atlantic	7,897	61,890	686,250	14,709	420	60	839	67	1,130	522	1,066	79,002
Bergen	86,703	36,457	11,834,825	340,845	3,402	196	5,129	1,322	2,781	829	5,753	733,476
Burlington..	170,677½	113,331	17,552,539	556,411	6,925	778	15,297	215	7,349	23,411	38,723	1,727,430
Camden.....	55,733	17,837	5,992,105	158,005	2,119	253	4,129	20	1,525	1,615	7,880	351,303
Cape May...	19,528	48,420	1,462,400	66,750	863	21	1,988	153	2,602	2,617	2,832	174,903
Cumberland	63,276	46,708½	4,295,875	162,230	3,005	270	4,419	232	4,719	4,177	7,540	482,665
Essex.....	33,678	16,565	5,332,075	148,218	2,096	44	3,914	486	1,958	281	2,567	519,745
Gloucester...	85,944	36,155	7,962,445	289,636	3,673	175	5,681	28	2,993	1,918	12,442	663,806
Hudson.....	7,375½	1,421	5,106,350	66,815	562	9	807	122	187	50	773	84,205
Hunterdon..	203,734	45,740	15,824,190	713,850	9,421	463	12,037	580	8,597	19,320	17,829	1,602,383
Mercer	107,591½	19,824	10,714,244	366,543	4,265	454	6,571	228	4,277	8,850	14,799	859,825
Middlesex...	106,206½	39,673	9,916,005	298,142	4,402	712	6,044	523	4,571	4,098	7,957	868,691
Monmouth..	138,081¾	66,435¼	16,295,970	510,785	6,369	966	8,300	466	6,795	16,644	25,109	1,397,445
Morris	136,093	119,238½	10,462,026	307,646	5,145	312	9,693	1,803	7,273	11,654	9,139	1,090,484
Ocean.....	37,746	81,121	2,318,800	78,748	1,155	265	2,236	197	2,347	2,569	6,411	257,085
Passaic	41,921½	48,450½	3,769,895	83,865	1,494	118	3,403	1,027	2,844	2,129	3,261	375,596
Salem	113,572½	35,631½	10,241,468	341,493	5,251	579	7,104	30	6,700	6,413	14,208	952,594
Somerset.....	152,899	21,361	11,922,419	428,124	6,153	369	8,587	704	6,405	8,455	8,745	1,091,906
Sussex.....	175,894	86,335	11,105,233	296,290	5,026	96	19,240	1,271	8,618	6,127	25,165	1,396,472
Union.....	56,154½	10,688	4,770,150	138,556	1,704	42	3,220	399	1,521	1,032	2,155	309,958
Warren.....	143,739	85,804	12,685,074	378,906	6,257	180	10,180	194	4,717	12,517	21,735	1,115,719
Total.....	1,944,445¼	1,039,086¼	180,250,338	5,746,567	79,707	6,362	138,818	10,067	89,909	135,228	236,089	16,134,693

RECAPITULATION—Continued.

COUNTIES.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												
	Wheat, bushels of.	Rye, bushels of.	Indian Corn, bushels of.	Oats, bushels of.	Tobacco, lbs. of.	Wool, lbs. of.	Peas and Beans, bushels of.	Irish Potatoes, bushels of.	Sweet Potatoes, bushels of.	Barley, bushels of.	Buckwheat, bushels of.	Value of Orchard Products in dolls.	Wine, gallons of.
Atlantic	6,889	6,391	46,217	2,302	.....	1,251	227	16,657	6,494	36	4,267	494	.....
Bergen	6,530	90,669	182,127	93,732	300	2,192	1,237	229,902	.....	367	54,650	31,632	256
Burlington..	182,212	172,872	1,031,224	239,603	85,300	57,727	3,777	485,260	117,819	695	36,844	53,097	6,672
Camden.....	69,476	35,599	291,522	24,820	.....	3,695	2,627	354,585	87,149	60	8,360	10,188	17
Cape May...	21,308	2,411	120,445	19,989	.....	5,271	257	36,528	21,700	58	4,013	1,837	58
Cumberland	114,348	12,083	472,747	118,405	.....	9,920	454	162,941	44,548	266	25,117	6,172	92
Essex.....	11,731	26,740	153,818	54,565	1,550	619	1,129	78,688	167	504	16,042	15,104	630
Gloucester...	69,997	42,139	425,033	19,419	.....	4,532	1,155	300,847	585,756	60	13,501	15,522	421
Hudson.....	1,692	3,005	23,542	9,924	280	.....	1,847	19,389	515	200	220	12,063	313
Hunterdon..	241,085	120,741	1,085,711	830,653	1	57,160	2,926	92,985	480	4,262	91,835	60,227	4,328
Mercer	136,654	36,049	594,897	475,963	47,300	16,126	2,038	140,991	8,133	833	48,950	54,491	153
Middlesex...	103,613	55,795	487,115	350,592	.....	8,718	2,094	156,102	12,151	1,167	57,828	21,046	1,937
Monmouth..	143,256	97,224	859,877	233,014	1,400	38,183	567	1,051,525	42,029	4,295	25,337	25,460	703
Morris	59,652	73,106	638,384	354,920	11,430	28,603	1,683	139,208	101	2,075	121,548	21,243	613
Ocean	10,001	34,893	164,548	12,519	8	7,844	245	61,962	6,501	.....	10,220	1,438	5
Passaic	6,688	45,145	113,890	57,911	10	5,766	743	95,055	2	25	33,403	2,434	30
Salem	233,494	15,343	749,781	211,182	225	17,929	568	425,272	100,865	403	23,150	27,788	966
Somerset.....	131,166	98,927	748,730	741,228	212	18,826	1,802	62,065	350	2,923	41,249	26,843	2,205
Sussex.....	25,176	238,232	505,341	274,915	1,250	21,507	186	113,098	10	5,344	142,552	18,896	1,382
Union	10,631	15,010	194,580	100,576	.....	2,437	275	54,660	12	140	15,799	9,323	83
Warren	176,898	217,123	833,807	312,900	219	40,943	1,837	93,970	50	1,202	102,501	14,104	219
Total.....	1,763,128	1,439,497	9,723,336	4,539,132	149,485	349,250	27,675	4,171,690	1,034,832	24,915	877,386	429,402	21,083

RECAPITULATION—Continued.

COUNTIES.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.												Value of Animals slaughtered.
	Value of Produce of Market Gardens.	Butter, lbs. of.	Cheese, lbs. of.	Hay, tons of.	Clover Seed, bushels of.	Grass Seeds, bushels of.	Flax, lbs. of.	Flaxseed, bush. of.	Molasses, gallons of.	Beeswax, lbs. of.	Honey, lbs. of.	Value of home-made Manufactures.	
Atlantic	4,134	35,625	125	6,703	1	55	.....	.....	280	90	2,086	511	24,522
Bergen	295,540	440,488	.....	22,269½	93	4	.....	.....	.....	115	5,695	.....	108,795
Burlington..	267,217	694,475	97,158	60,565½	325½	1,245½	.....	.....	379½	321	10,615	375	669,126
Camden.....	193,738	418,217	8,786	14,574	101	.....	.....	.....	36	33	816	253	136,399
Cape May...	10,595	59,670	.....	11,165	.....	.....	.....	.....	2,773	.....	745	1,340	55,649
Cumberland	17,222	241,079	940	26,947	2,830½	1,951	.....	.....	2,432	131	9,036	602	150,603
Essex.....	140,669	292,933	70	16,885	4½	16	50	1	8	126	3,495	120	275,656
Gloucester...	44,500	298,500	6,480	21,220	846	29	20	1	.....	.....	462	.....	237,623
Hudson	210,765	14,826	30	3,917	.....	.....	.....	.....	.....	.....	100	345	1,230
Hunterdon..	2,401	1,010,674	190	31,403½	8,483	2,420	44,589	2,674	42	909	19,161	2,994	291,661
Mercer	37,887	475,860	1,982	21,199	2,701	474½	1,775	178	283	294	7,825	.....	227,216
Middlesex...	43,029	451,644	320	27,760	2,723	297	.....	.....	.....	369	8,137	3,079	168,307
Monmouth..	133,264½	609,899	3,510	34,813	1,072	610½	.....	.....	2,088	608	9,322	250	312,853
Morris	8,600	706,687½	4	38,196½	3,145½	194	454	215	.....	1,801½	31,886	3,777	210,856
Ocean.....	5,116	111,895	4,040	10,862	41	20	.....	.....	.....	85	1,575	5,109	103,143
Passaic	42,040	295,152	2,125	13,302	70	2	.....	.....	.....	141	7,162	20	59,076
Salem.....	18,340	373,363	13,737	35,698	5,227½	4,645½	.....	5	142	185	12,273	2,166	280,021
Somerset.....	3,059	832,835	600	31,069	3,912	1,783	1,578	156	.....	388	8,772	990	240,685
Sussex.....	56,720	2,042,987	42,075	43,078½	2,287	602	125	8	12	1,095	25,187	1,220	308,319
Union.....	5,545	228,285	.....	12,258½	44	44	.....	.....	.....	388	2,994	.....	41,703
Warren	1,774	1,079,343	.....	24,843	5,300½	1,017	60	3	9	1,051	18,581	4,437	216,833
Total.....	1,542,155½	10,714,447½	182,172	508,729	39,208	15,410	48,651	3,241	8,484½	8,130½	185,925	27,588	4,120,276

ARTICLES OMITTED IN GENERAL TABLE.

COUNTIES.	PRODUCE DURING THE YEAR ENDING JUNE 1, 1860.						
	Hops, lbs. of.	Dew Rotted Hemp, tons of.	Other prepared Hemp.	Maple Sugar, lbs. of.	Cane Sugar, hhds. of 1000 lbs.	Milk, gallons of.	Value of Milk in dollars.
Atlantic	89						
Bergen				145			7,500
Burlington	812						
Camden	32						
Cape May	13			20			
Cumberland	148						
Essex	37						
Gloucester	53						
Hudson							
Hunterdon	1,114	230		9			
Mercer	313					14,848	2,536
Middlesex	102						
Monmouth	12				10		
Morris	4		200			2,010	
Ocean	61						
Passaic							
Salem	437¼						
Somerset	123						
Sussex	82			2,995			
Union							
Warren	290			286			
Total	3,722¼	230	200	3,455	10	16,858	10,036

DEAF AND DUMB.

COUNTIES.	WHITES.										COLORED.										Aggregate.
	under 10.		10 and under 30.		30 and under 70.		70 and upwards.		Total Whites.		Under 10.		10 and under 30.		30 and under 70.		70 and upwards.		Total Colored.		
	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	
Atlantic	1	.....	3	1	7	.....	.....	.....	11	1	.....	.....	.....	1	.....	.....	.....	.....	1	1	13
Bergen	.....	3	2	.....	3	.....	.....	.....	5	2	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	7
Burlington	2	1	2	7	8	9	1	2	13	19	.....	.....	.....	.....	.....	1	.....	.....	.....	1	32
Camden	2	1	3	3	2	2	1	.....	8	6	.....	.....	.....	1	1	.....	.....	.....	1	1	16
Cape May	.....	.....	.....	.....	1	.....	.....	.....	1	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	1
Cumberland	.....	.....	2	.....	.....	1	1	.....	2	2	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	4
Essex	.....	1	7	4	4	7	.....	.....	11	12	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	23
Gloucester	.....	.....	.....	2	1	.....	1	.....	2	2	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	4
Hudson	.....	.....	2	2	8	5	1	.....	11	7	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	18
Hunterdon	4	.....	4	6	6	8	.....	.....	14	14	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	28
Mercer	1	.....	3	3	3	8	.....	.....	7	11	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	18
Middlesex	.....	.....	1	3	1	.....	.....	.....	1	4	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	5
Monmouth	.....	1	5	2	4	3	.....	.....	9	6	1	.....	.....	.....	.....	.....	.....	.....	1	.....	16
Morris	.....	2	.....	2	3	1	.....	.....	3	5	.....	.....	.....	.....	1	.....	.....	.....	1	.....	9
Ocean	.....	.....	2	1	4	4	.....	1	6	6	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	12
Passaic	1	.....	2	3	3	2	.....	1	6	6	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	12
Salem	.....	1	3	2	2	4	1	.....	6	7	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	13
Somerset	1	.....	.....	2	2	1	.....	.....	3	2	.....	1	.....	.....	.....	1	.....	.....	.....	2	7
Sussex	.....	.....	.....	.....	1	1	.....	1	1	2	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	3
Union	.....	.....	3	2	3	3	1	.....	7	5	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	12
Warren	1	.....	.....	3	3	1	1	.....	5	4	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	9
Total	13	9	44	48	69	60	8	5	132	123	1	1	.....	2	2	2	.....	.....	3	5	263

DEAF AND DUMB.—Continued.

COUNTIES.	WHO CANNOT READ AND WRITE.										PLACE OF BIRTH.		
	WHITES.					COLORED,							
	20 and under 30.		30 and upwards.		Total Whites.	20 and under 30.		30 and upwards.		Total Colored.	Aggregate.	Born in the State.	Born in the United States.	Born in foreign Countries.
	M.	F.	M.	F.		M.	F.	M.	F.					
Atlantic	.....	1	9	.....	10	.....	.....	.....	.....	.....	10	12	1	.....
Bergen	.....	.....	.....	.....	.....	1	.....	2	1	4	4	7	3	1
Burlington	2	3	.....	2	7	.....	7	.....	2	9	16	27	14	7
Camden	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	9	7	.....
Cape May	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	1	.....	.....
Cumberland	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	4	.....	.....
Essex	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	16	2	5
Gloucester	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	3	.....	1
Hudson	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	5	7	6
Hunterdon	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	26	2	.....
Mercer	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	14	3	1
Middlesex	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	3	.....	2
Monmouth	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	9	6	1
Morris	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	7	2	.....
Ocean	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	11	1	.....
Passaic	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	9	1	2
Salem	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	8	4	1
Somerset	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	6	.....	1
Sussex	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	3	.....	.....
Union	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	7	5	.....
Warren	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	6	3	.....
Total	2	4	9	2	17	1	7	2	3	13	30	193	61	28

RECAPITULATION.

White males	143		
" females	129	—Total white	272
Colored males	4		
" females	6	Total col'd	10
Total	280	Aggregate	282
Natives	254		
Foreigners	28		
Total	282		

BLIND.

COUNTIES.	WHITES.										COLORED.			
	Under 10.		10 and under 30.		30 and under 70.		70 and upwards.		Total Whites.		Under 10.		10 and under 30.	
	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.
Atlantic						3		1		4				
Bergen				1	2				2	1				
Burlington					3	7	6		9	7				
Camden			2	1	6	1		2	8	4				
Cape May						1				1				
Cumberland						3				3				
Essex	1		1	3	8	6	2	2	12	11				
Gloucester							1		1					
Hudson		1		4	10	4	2	2	12	11				
Hunterdon		1	2	2		4	1	4	3	11				
Mercer		1		1	8	3	2	1	10	6				
Middlesex				1	1	1	1	3	2	5				
Monmouth	1			1	2	4			3	5				
Morris			2	4	6	3	3	2	11	9				
Ocean			1				1		2					
Passaic				3		1	1		1	4				
Salem			2	3	4	1		1	6	5				
Somerset			1		4		1	1	6	1				
Sussex				1	2	1		1	2	3				
Union			1		5	3	1		7	3				
Warren					2		3		5					
Total	2	3	12	25	63	46	25	20	102	94				

BLIND—Continued.

COUNTIES.	COLORED.						Aggregate.	PLACE OF BIRTH.			
	30 and under 70.		70 and upwards.		Total Colored.			Born in the State.	Born in the United States.	Born in Foreign Countries.	Unknown.
	M.	F.	M.	F.	M.	F.					
Atlantic							4	4			
Bergen							3		2		1
Burlington							16	13	1	2	
Camden		1	1			2	14	9	3	2	
Cape May							1	1			
Cumberland							3	3			
Essex							23	10	3	10	
Gloucester	1				1		2	1	1		
Hudson							23	8	7	8	
Hunterdon							14	12	2		
Mercer		1	1		1	1	18	14	3	1	
Middlesex							7	4	2	1	
Monmouth				1			9	5	1	3	
Morris							20	17	1	2	
Ocean							2	2			
Passaic				1		1	6	4		2	
Salem	1	1	1		2	1	14	11	3		
Somerset							7	6		1	
Sussex							5	5			
Union		1	1		1	1	12	10	2		
Warren							5	3	1	1	
Total	2	4	4	2	5	7	208	142	32	33	1

RECAPITULATION.

White males	102		
" females	94	—Total whites	196
Colored males	5		
" females	7	—Total colored	12
Total	208	Aggregate	208
Natives	174		
Foreigners	34		
Total	208		

INSANE.

COUNTIES.	WHITES.														COLORED.							
	Under 10.		10 and under 20.		20 and under 40.		40 and under 60.		60 and under 80.		80 and upwards.		Total Whites.		10 and under 20.		20 and under 40.		40 and under 60.		60 and under 80.	
	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.
Atlantic	.....	.....	.....	.....	1	1	.....	.....	.....	1	.....	.....	1	2	.....	.....	.....	.....	.....	.....	.....	.....
Bergen	.....	.....	1	1	2	5	2	1	.....	.....	.....	.....	5	7	.....	1	.....	2	2	.....	.....	.....
Burlington	.....	.....	3	1	2	3	5	9	1	3	.....	2	11	18	.....	.....	1	.....	2	.....	.....	.....
Camden	.....	.....	.....	.....	3	2	3	.....	.....	.....	.....	.....	6	2	.....	.....	.....	.....	.....	.....	.....	.....
Cape May	.....	.....	.....	.....	.....	.....	1	.....	.....	.....	.....	.....	1	.....	.....	.....	.....	.....	.....	.....	.....	.....
Cumberland	.....	.....	.....	1	1	1	5	2	.....	1	.....	1	6	6	.....	1	.....	.....	.....	.....	.....	.....
Essex	.....	.....	1	2	10	10	3	7	4	3	1	1	19	23	.....	.....	.....	.....	.....	.....	.....	.....
Gloucester	.....	.....	.....	.....	.....	1	1	.....	.....	.....	.....	.....	1	1	.....	.....	.....	.....	.....	.....	.....	.....
Hudson	.....	.....	1	1	3	.....	.....	.....	.....	2	.....	.....	4	3	.....	.....	.....	.....	.....	.....	.....	.....
Hunterdon	.....	.....	2	1	1	2	4	4	4	2	1	.....	12	9	.....	.....	.....	.....	.....	.....	.....	.....
Mercer	1	4	5	6	88	82	63	65	5	13	.....	3	162	173	.....	.....	.....	1	.....	.....	.....	1
Middlesex	.....	.....	.....	1	.....	1	.....	3	3	.....	.....	.....	3	5	.....	.....	.....	.....	.....	2	.....	.....
Monmouth	.....	.....	.....	.....	7	2	1	4	1	.....	.....	.....	9	6	.....	.....	.....	.....	.....	.....	.....	.....
Morris	.....	.....	1	.....	1	7	2	5	3	1	.....	.....	7	13	.....	.....	.....	.....	.....	.....	.....	.....
Ocean	.....	.....	.....	1	1	1	1	1	1	1	.....	.....	3	4	.....	.....	.....	.....	.....	.....	.....	.....
Passaic	.....	.....	.....	.....	1	1	1	3	.....	.....	.....	.....	2	4	.....	.....	.....	.....	.....	.....	.....	.....
Salem	.....	.....	1	1	1	.....	2	1	1	1	.....	.....	4	4	.....	.....	.....	.....	.....	.....	.....	.....
Somerset	.....	.....	.....	.....	2	2	2	3	2	.....	.....	.....	6	5	.....	.....	.....	.....	.....	.....	.....	.....
Sussex	.....	.....	.....	.....	1	1	1	4	.....	.....	.....	.....	2	5	.....	.....	.....	.....	.....	.....	.....	.....
Union	.....	.....	.....	.....	2	4	2	3	1	.....	.....	.....	5	7	.....	.....	.....	.....	.....	.....	.....	.....
Warren	.....	.....	.....	.....	2	2	2	1	1	.....	.....	.....	5	3	.....	.....	.....	.....	.....	.....	.....	.....
Total	1	4	15	16	129	128	101	116	27	28	2	7	274	300	.....	2	1	3	4	2	.....	1

INSANE—Continued.

COUNTIES.	COLORED.				Aggregate No.	PLACE OF BIRTH.			
	80 and upwards.		Total Colored.			Born in the State.	Born in the United States.	Born in Foreign Countries.	Unknown.
	M.	F.	M.	F.					
Atlantic					3	3			
Bergen		2	2	5	19	16	2	1	
Burlington			3		32	15	9	7	1
Camden					8	7	1		
Cape May					1			1	
Cumberland				1	13	13			
Essex					42	14	4	24	
Gloucester					2	2			
Hudson					7	4	2	1	
Hunterdon					21	18	1	2	
Mercer				2	337	243	12	82	
Middlesex				2	10	8	1	1	
Monmouth					15	14	1		
Morris					20	16		4	
Ocean					7	7			
Passaic					6	5		1	
Salem					8	7	1		
Somerset					11	8		3	
Sussex					7	7			
Union					12	6	1	5	
Warren					8	7	1		
Total		2	5	10	589	420	36	133	1

RECAPITULATION.

White males	274		
" females	300	—Total whites	574
Colored males	5		
" females	10	—Total colored	15
Total	589	Aggregate	589
Natives	456		
Foreigners	133	(including 1 unknown)	
Total	589		

Memorandum of Mercer County.

In this county is the New Jersey Lunatic Asylum, having 319 inmates, *viz.* 319 insane, of whom 229 were born in this state, 10 in the United States, and 80 in foreign countries.

IDIOTIC.

COUNTIES.	WHITES.														COLORED.							
	Under 10.		10 and under 20.		20 and under 40.		40 and under 60.		60 and under 80.		80 and upwards.		Total Whites.		Under 10.		10 and under 20.		20 and under 40.		40 and under 60.	
	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.
Atlantic	.....	.....	.....	.....	1	.....	1	.....	.....	.....	.....	.....	2	.....	.....	.....	.....	.....	.....	.....	.....	.....
Bergen	1	1	1	.....	7	1	2	1	.....	1	.....	.....	11	4	.....	.....	.....	1	.....	.....	1	.....
Burlington	3	1	6	4	12	2	2	3	2	13	.....	.....	25	23	.....	.....	.....	.....	.....	.....	.....	.....
Camden	1	.....	5	1	3	2	2	1	1	1	.....	.....	12	5	.....	.....	.....	.....	3	2	.....	1
Cape May	1	2	.....	.....	1	.....	.....	.....	1	1	.....	.....	3	3	.....	.....	.....	.....	.....	.....	.....	.....
Cumberland	1	1	2	1	3	5	4	2	.....	.....	.....	.....	10	9	.....	.....	.....	.....	.....	.....	.....	.....
Essex	.....	.....	7	2	6	1	3	3	1	.....	.....	.....	16	7	.....	.....	.....	.....	.....	.....	.....	.....
Gloucester	.....	1	1	2	2	.....	1	.....	.....	.....	.....	.....	4	3	.....	.....	.....	.....	.....	.....	.....	.....
Hudson	.....	1	1	2	.....	1	1	.....	.....	.....	.....	.....	2	4	.....	.....	.....	.....	.....	.....	.....	.....
Hunterdon	1	1	1	1	8	6	8	2	5	1	.....	.....	23	11	.....	.....	.....	.....	.....	.....	.....	.....
Mercer	1	.....	3	1	7	2	6	1	.....	.....	.....	.....	17	4	.....	.....	.....	2	.....	1	.....	.....
Middlesex	.....	.....	3	.....	8	1	3	2	.....	.....	.....	.....	14	3	.....	.....	.....	.....	.....	1	.....	.....
Monmouth	.....	.....	2	1	8	.....	2	1	.....	.....	.....	.....	12	2	.....	.....	.....	.....	.....	.....	.....	.....
Morris	2	.....	1	1	13	4	3	5	.....	1	.....	.....	19	11	.....	.....	.....	.....	1	.....	.....	.....
Ocean	.....	.....	.....	.....	2	1	1	2	1	.....	.....	.....	4	3	.....	.....	.....	.....	.....	.....	.....	.....
Passaic	2	.....	.....	1	3	1	1	1	.....	.....	.....	.....	6	3	.....	.....	.....	.....	.....	.....	.....	.....
Salem	.....	1	1	4	5	4	1	1	1	1	1	.....	9	11	.....	.....	.....	.....	1	1	.....	.....
Somerset	.....	.....	1	1	1	4	1	2	1	.....	1	.....	5	7	.....	.....	.....	.....	.....	.....	.....	.....
Sussex	.....	1	2	1	2	4	3	1	1	.....	.....	.....	8	7	.....	.....	.....	.....	1	.....	.....	.....
Union	1	.....	1	.....	1	1	.....	1	.....	1	.....	.....	3	3	.....	.....	.....	.....	.....	.....	.....	.....
Warren	.....	1	1	3	7	2	.....	1	.....	1	.....	.....	8	8	.....	.....	.....	.....	.....	.....	.....	.....
Total	14	11	39	26	100	42	45	30	14	21	2	.....	213	131	.....	.....	.....	3	6	5	1	1

IDIOTIC—Continued.

COUNTIES.	COLORED.						Aggregate.	PLACE OF BIRTH.		
	60 and under 80.		80 and upwards.		Total Colored.			Born in the State.	Born in the United States.	Born in Foreign Countries.
	M.	F.	M.	F.	M.	F.				
Atlantic	.....	.....	1	.....	1	.....	3	2	1	.....
Bergen	.....	.....	.....	.....	1	1	17	15	2	.....
Burlington	.....	.....	.....	1	.....	1	49	43	3	3
Camden	.....	.....	.....	.....	3	3	23	22	1	.....
Cape May	.....	.....	.....	.....	.....	.....	6	5	1	.....
Cumberland	.....	.....	1	1	1	1	21	19	2	.....
Essex	.....	.....	.....	.....	.....	.....	23	16	2	5
Gloucester	.....	.....	.....	.....	.....	.....	7	6	1	.....
Hudson	.....	.....	.....	.....	.....	.....	6	3	3	.....
Hunterdon	.....	.....	.....	.....	.....	.....	34	31	1	2
Mercer	.....	.....	.....	.....	.....	3	24	19	4	1
Middlesex	.....	.....	.....	.....	.....	1	18	15	2	1
Monmouth	.....	.....	.....	.....	.....	.....	14	13	1	.....
Morris	.....	.....	.....	.....	1	.....	31	28	3	.....
Ocean	.....	.....	.....	.....	.....	.....	7	7	.....	.....
Passaic	.....	.....	.....	.....	.....	.....	9	9	.....	.....
Salem	.....	.....	.....	1	.....	3	23	20	2	1
Somerset	.....	.....	.....	.....	.....	.....	12	10	1	1
Sussex	.....	.....	.....	.....	1	.....	16	16	.....	.....
Union	.....	.....	.....	.....	.....	.....	6	6	.....	.....
Warren	.....	.....	.....	.....	.....	.....	16	14	1	1
Total	.....	.....	2	3	8	13	365	319	31	15

RECAPITULATION.

White males	213		
" females	131	—Total whites	344
Colored males	8		
" females	13	—Total colored	21
Total	365	Aggregate	365

REAL ESTATE AND TAXES.

COUNTIES.	Real estate.	TAXES.					
		County tax.	School tax.	Poor tax.	Road tax.	All other tax.	Total.
Atlantic	1,349,388	7,984 00	4,857 00	.....	.....	.....	12,841 00
Bergen	6,091,531	7,411 73	5,301 00	3,855 00	6,839 00	2,503 24	25,909 97
Burlington	14,501,846	23,467 49	9,876 00	225 00	2,175 00	22,694 00	58,437 49
Camden	2,198,024	28,543 47	24,734 00	400 00	3,640 00	36,830 00	94,147 47
Cape May	872,364	2,243 47	6,128 00	.....	1,700 00	1,656 00	11,727 47
Cumberland	3,074,000	11,933 00	16,160 00	.....	6,200 00	857 00	35,150 00
Essex	12,508,728	56,728 00	15,359 00	5,200 00	15,127 00	214,744 00	307,158 00
Gloucester	3,763,525	14,498 00	7,575 00	450 00	3,600 00	8,113 00	34,236 00
Hudson	27,030,670	12,359 27	9,900 00	1,700 00	4,000 00	128,223 00	156,182 27
Hunterdon	15,174,257	16,787 69	12,221 00	9,756 00	14,125 00	3,980 00	56,869 69
Mercer	5,150,320	6,787 00	15,740 00	6,059 00	3,117 00	26,666 00	58,369 00
Middlesex	6,404,601	15,696 00	23,599 00	6,780 00	10,200 00	15,790 00	72,065 00
Monmouth	6,727,521	17,809 18	22,855 00	6,950 00	9,820 00	4,448 00	61,882 18
Morris	6,252,228	23,809 45	13,719 00	840 00	19,035 00	3,517 50	60,920 95
Ocean	1,595,413	3,651 00	1,680 00	2,450 00	1,150 00	1,466 00	10,397 00
Passaic	2,964,570	12,598 00	2,100 00	2,450 00	5,000 00	22,542 00	44,690 00
Salem	7,708,675	19,061 00	9,699 00	517 00	10,350 00	3,024 00	42,651 00
Somerset	14,071,999	17,249 57	7,052 00	4,076 79	10,268 62	4,814 00	43,460 98
Sussex	7,371,526	15,798 00	6,550 00	25 00	11,866 00	1,582 00	35,821 00
Union	794,200	12,283 00	24,204 00	3,300 00	5,926 00	16,516 00	62,229 00
Warren	5,564,946	11,546 34	7,708 50	1,535 00	7,250 00	6,114 00	34,153 84
Total	151,161,941	338,244 66	247,017 50	56,568 79	151,388 62	526,079 74	1,319,299 31

WAGES.

COUNTIES.	Average monthly wages to a farm hand with board.	Average to a day-laborer with board.	Average to a day-laborer without board.	Average day wages to a carpenter without board.	Weekly wages to a female domestic with board.	Price of board to laboring men per week.
Atlantic	12 00	75	1 12	1 50	1 00	3 00
Bergen	9 00	75	1 00	1 75	1 37	2 75
Burlington	12 00	75	1 00	1 50	1 25	2 50
Camden	12 00	75	1 00	1 75	1 50	3 00
Cape May	12 00	75	1 00	1 50	1 00	2 25
Cumberland	12 00	75	1 00	1 50	1 25	2 75
Essex	11 00	87	1 12	1 75	1 50	3 00
Gloucester	12 00	1 00	1 25	1 75	1 50	2 75
Hudson	12 00	1 12	1 37	2 00	1 75	3 00
Hunterdon	10 00	75	1 00	1 50	1 25	2 75
Mercer	12 00	75	1 00	1 50	1 50	3 00
Middlesex	12 00	75	1 00	1 50	1 50	3 00
Monmouth	12 00	75	1 00	1 50	1 25	2 75
Morris	12 00	75	1 00	1 50	1 25	2 75
Ocean	13 00	87	1 12	1 75	1 00	3 00
Passaic	12 00	87	1 12	1 75	1 25	2 75
Salem	11 00	75	1 00	1 50	1 25	2 50
Somerset	12 00	87	1 12	1 75	1 25	2 75
Sussex	13 00	87	1 12	1 75	1 25	2 50
Union	13 00	87	1 12	1 87	1 37	2 75
Warren	12 00	75	1 00	1 50	1 25	2 75
Aggregate in the state	11 81	81	1 07	1 64	1 31	2 77

PAUPERISM AND CRIME.

COUNTIES.	PAUPERISM.							CRIME.					
	Whole number of paupers supported within the year ending June 1st, 1860.			Whole number of paupers on June 1st, 1860.			Annual cost of support.	Whole number of criminals convicted within the year.			In prison on June 1st, 1860.		
	Native	For'n.	Total.	Native	For'n.	Total.		Native	For'n.	Total.	Native	For'n.	Total.
Atlantic	32	4	36	19	4	23	1,708 00						
Bergen	74	34	108	23	8	31	2,445 00	20	28	48	2	5	7
Burlington	76	339	415	.....	.....	.....	552 96	25	16	41	9	1	10
Camden	90	10	100	80	5	85	8,000 00	102	36	138	17	5	22
Cape May	15	3	18	12	3	15	200 00						
Cumberland	60	8	68	43	4	47	5,000 00	63	3	66	6	3	9
Essex	232	189	421	120	95	215	22,295 00	75	115	190	45	88	133
Gloucester	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
Hudson	272	2,114	2,386	20	47	67	6,442 07						
Hunterdon	151	21	172	83	12	95	9,625 00	21	4	25	4	3	7
Mercer	64	85	149	61	85	146	7,937 87	52	20	72	231	109	340
Middlesex	88	61	149	73	54	127	10,287 00	259	426	685	7	14	21
Monmouth	155	30	185	102	16	118	9,327 00	29	23	52	19	12	31
Morris	184	66	250	89	18	107	5,500 00	17	10	27	4	3	7
Ocean	32	.....	32	10	.....	10	1,700 00	7	1	8	.....	.....	.....
Passaic	49	172	221	9	20	29	4,000 00	23	35	58	.....	.....	.....
Salem	63	3	66	63	3	66	5,193 00	2	.....	2	2	.....	2
Somerset	51	34	85	55	19	74	6,625 92	29	10	39	3	1	4
Sussex	95	.....	95	71	.....	71	5,102 00	.....	.....	.....	.....	.....	.....
Union	73	35	108	51	28	79	4,432 00	26	43	69	1	1	2
Warren	150	81	231	73	14	87	5,997 00	2	.....	2	5	.....	5
Total	2,006	3,289	5,295	1,057	435	1,492	123,269 82	752	770	1,522	355	245	600

COUNTIES.	COLLEGES.							
	No.	No. of teachers.	No. of pupils.	Amount annually realized from endowment.	Raised by taxation.	Received from public funds.	Received from other sources.	Total annual income.
Atlantic								
Bergen								
Burlington	1	14	89					
Camden								
Cape May								
Cumberland								
Essex								
Gloucester								
Hudson								
Hunterdon								
Mercer	1	16	312					
Middlesex	1	6	120	6,000			3,500	9,500
Monmouth								
Morris								
Ocean								
Passaic								
Salem								
Somerset								
Sussex								
Union								
Warren								
Total	3	36	521	6,000			3,500	9,500

EDUCATION—Continued.

COUNTIES.	PUBLIC SCHOOLS.							
	No. of schools.	No. of teachers.	No. of pupils.	Amount annually realized from endowments.	Raised by taxation.	Received from public funds.	Received from other sources.	Total annual income.
Atlantic	38	38	1,475	.....	4,857.00	1,382.00	8,773.00	15,012.00
Bergen	45	46	2,184	.....	3,522.00	2,103.57	3,143.00	8,768.00
Burlington	140	154	9,796	510.00	17,408.00	7,475.00	11,468.00	36,861.00
Camden	92	92	8,824	80.00	20,699.70	19,721.60	2,583.36	43,084.66
Cape May	27	32	2,373	.....	6,518.00	857.00	211.00	7,586.00
Cumberland	44	65	4,102	60.00	12,975.00	2,012.00	2,250.00	17,297.00
Essex	76	132	7,986	300.00	41,534.00	7,400.00	2,300.00	51,534.00
Gloucester	63	76	4,816	.....	7,013.50	3,341.69	1,616.31	11,971.50
Hudson	18	63	4,129	.....	21,665.00	2,548.00	.....	24,213.00
Hunterdon	107	112	5,818	1,000.00	15,277.00	4,721.00	5,442.00	26,440.00
Mercer	52	67	3,265	257.00	19,886.00	3,466.00	192.00	23,801.00
Middlesex	66	114	4,722	285.00	19,328.00	4,706.00	5,363.00	29,682.00
Monmouth	102	103	5,717	.....	18,611.00	4,641.04	6,833.34	30,085.38
Morris	114	130	5,031	.....	15,484.00	8,310.28	2,960.65	26,754.93
Ocean	14	14	768	.....	1,180.00	1,134.00	1,903.00	4,217.00
Passaic	50	93	4,176	200.00	13,849.00	3,083.00	1,689.00	18,821.00
Salem	61	67	4,400	.....	7,377.00	2,332.08	600.00	10,309.08
Somerset	70	77	4,030	.....	9,950.00	4,458.16	5,298.29	19,706.45
Sussex	127	129	4,497	.....	9,895.00	5,618.76	9,249.00	24,762.76
Union	42	76	2,548	.....	18,510.00	3,007.25	1,921.00	23,438.25
Warren	72	94	4,723	1,033.50	20,770.00	3,876.95	5,032.00	30,712.45
Total	1,420	1,774	95,380	3,725.50	306,309.20	96,195.38	77,827.95	484,058.03

EDUCATION—Continued.

COUNTIES.	ACADEMIES AND OTHER SCHOOLS.							
	No. of schools.	No of teachers.	No of pupils.	Amount annually realized from endowments.	Raised by taxation.	Received from public funds.	Received from other sources.	Total annual income.
Atlantic					2,670			
Bergen	21	30	1,110	1,200		741	1,724	5,135
Burlington	12	32	492			1,200	15,780	18,180
Camden	5	7	155				2,905	2,905
Cape May	1	1	30		160		600	600
Cumberland	7	10	205	2,685		125	1,000	1,285
Essex	40	84	3,183			760	43,600	47,045
Gloucester								
Hudson	29	76	1,614		2,276		27,733	27,733
Hunterdon	9	14	396			388	991	4,655
Mercer	9	34	369	1,400			25,700	25,700
Middlesex	23	26	483		154		18,458	19,858
Monmouth	11	23	513			76	1,760	1,990
Morris	9	10	234				2,602	2,602
Ocean	3	6	85				1,700	1,700
Passaic								
Salem	1	2	28				672	672
Somerset	3	11	96				4,500	4,500
Sussex	5	11	115				1,750	1,750
Union	23	41	960				23,130	22,130
Warren	6	15	257				4,600	4,600
Total	217	433	10,225	5,285	6,260	3,290	178,205	193,040

EDUCATION—Continued.

COUNTIES.	LIBRARIES.					
	PUBLIC.		PRIVATE.		TOTAL.	
	No.	Volumes.	No.	Volumes.	No.	Volumes.
Atlantic						
Bergen	4	2,708	3	1,203	7	3,911
Burlington	2	5,500	6	16,300	8	27,800
Camden			8	9,900	8	9,900
Cape May	1	1,550			1	1,550
Cumberland	3	1,150	4	13,500	7	14,650
Essex	2	10,700	18	10,920	20	21,620
Gloucester	1	600	4	2,000	5	2,600
Hudson	1	2,000	9	16,900	10	18,900
Hunterdon			3	3,300	3	3,300
Mercer	2	19,730	10	28,900	12	48,630
Middlesex	3	6,500	22	27,000	25	33,500
Monmouth			1	1,500	1	1,500
Morris	2	3,200	2	1,600	4	4,800
Ocean			8	3,000	8	3,000
Passaic						
Salem			3	1,200	3	1,200
Somerset	2	900	3	5,050	5	5,950
Sussex			3	600	3	600
Union			4	4,850	4	4,850
Warren	1	2,000			1	2,000
Total	24	56,538	111	147,723	135	204,261

COUNTIES.	Dwellings.	Families.	White males.	White females.	Colored males.	Colored females.	Total free population.
Atlantic	2,358	2,298	6,048	5,544	104	94	11,786
Bergen	3,935	4,284	10,323	9,632	861	794	21,618
Burlington	9,121	9,041	23,429	24,077	1,046	1,178	49,730
Camden	6,457	6,694	3,411	3,446	124	149	7,130
Cape May	1,600	1,465	15,743	16,140	1,176	1,398	34,457
Cumberland	4,516	4,537	10,851	10,459	670	625	22,605
Essex	14,685	20,082	47,385	49,735	787	970	98,877
Gloucester	2,707	2,675	9,152	8,585	352	355	18,444
Hudson	9,316	10,362	30,717	31,347	289	364	62,717
Hunterdon	6,339	6,018	16,519	16,335	402	394	33,650
Mercer	5,324	6,252	17,502	17,691	1,050	1,175	37,418
Middlesex	5,621	6,707	16,641	16,863	632	675	34,812
Monmouth	6,188	6,138	18,501	18,187	1,325	1,333	39,346
Morris	5,786	5,997	17,026	16,964	335	351	34,676
Ocean	2,054	2,043	5,634	5,418	66	58	11,176
Passaic	2,719	1,768	13,928	14,516	252	305	29,013
Salem	3,103	3,123	10,256	9,740	1,237	1,225	22,458
Somerset	3,546	3,670	10,242	10,218	823	765	22,057
Sussex	4,191	4,339	11,922	11,600	165	159	23,846
Union	4,861	5,497	13,061	13,854	402	463	27,780
Warren	5,707	5,497	14,431	13,615	207	179	28,433
Total	108,144	118,487	322,732	323,966	12,313	13,005	672,016

ABSTRACT OF THE EIGHTH CENSUS 1860—Continued.

COUNTIES.	Slaves.	Deaths.	Farms.	Manufacturing establishments.
Atlantic		149	207	34
Bergen	3	133	1,636	60
Burlington		383	1,942	281
Camden		386	707	175
Cape May		78	523	38
Cumberland		284	1,228	282
Essex		1,354	1,125	884
Gloucester		179	1,412	144
Hudson		491	235	274
Hunterdon	4	379	2,741	260
Mercer		502	1,380	231
Middlesex	1	332	1,516	150
Monmouth		356	1,851	92
Morris	1	364	2,046	185
Ocean		139	571	39
Passaic	2	313	883	168
Salem		191	1,191	90
Somerset	9	200	1,573	149
Sussex		220	1,813	132
Union		256	928	186
Warren	1	374	1,712	318
Total	18	7,063	27,220	4,172

RECAPITULATION.

Dwelling houses in the state,			108,144
Families in the state,			118,487
White males,	322,732		
White females,	323,966		
		646,698	
Free colored males,	12,313		
Free colored females,	13,005		
		25,318	
			672,016
Slaves,	18		
			18
Aggregate,			672,034
Federal representative population,			672,027
Deaths during the year,			7,063
Farms in cultivation,			27,220
Manufacturing establishments producing $500 and upwards annually,			4,172

CHURCHES.

COUNTIES.	No. of Churches.	Aggregate Accommodations.	Total Value of Church Property.
Atlantic	30	16,326	64,000
Bergen	36	13,605	139,900
Burlington	103	40,900	488,950
Camden	55	24,575	216,150
Cape May	21	9,056	58,900
Cumberland	46	23,725	129,100
Essex	110	61,430	2,109,400
Gloucester	38	15,010	153,000
Hudson	44	23,255	667,000
Hunterdon	63	30,905	275,000
Mercer	37	25,825	428,750
Middlesex	44	22,256	400,400
Monmouth	68	22,950	298,100
Morris	53	19,638	314,500
Ocean	28	9,525	43,900
Passaic	25	14,430	237,900
Salem	45	20,405	265,275
Somerset	40	20,338	233,300
Sussex	46	13,225	85,500
Union	48	23,835	563,430
Warren	42	25,650	196,500
Total	1,022	476,864	7,278,955

DENOMINATIONS.	No.	Accommodations.	Value of Church Property.
Baptists	125	62,870	652,925
Seventh-day Baptists	5	1,600	13,800
Christians	13	5,758	18,500
Congregational	6	2,250	34,500
Dutch Reformed	85	45,265	874,800
Episcopal	87	35,234	961,350
Free	5	1,350	6,700
Friends	51	20,200	222,600
Lutheran	13	4,531	49,400
Methodists	347	153,596	1,504,950
Mormon	2	350	1,100
Presbyterian	189	103,640	2,015,880
Roman Catholic	54	26,830	767,000
Second Advent	1	100	.....
Dunkards	.....	.....	.....
Union	5	1,600	13,100
Unitarian	4	1,400	10,200
Universalists	4	1,350	24,100
African	19	4,590	22,850
Independent	.....	.....	.....
German Episcopal	5	3,700	78,200
" Catholic	.....	.....	.....
Bethel	2	650	7,000
Total	1,022	476,864	7,278,955

INDUSTRIAL ESTABLISHMENTS.

COUNTIES.	No. of establishments.	Capital invested.	Value of raw material.	AVERAGE NUMBER OF HANDS EMPLOYED.		WAGES.		Value of annual product.
				Male.	Female.	Monthly for male labor.	Monthly for female labor.	
Atlantic	34	208,300	187,420	185	.....	5,355	.....	231,276
Bergen	60	865,850	764,162	883	175	21,091	2,370	2,321,516
Burlington	280	1,452,335	1,649,408	1,818	232	63,615	1,824	2,797,504
Camden	175	2,098,655	1,116,281	1,656	641	35,286	8,478	2,811,588
Cape May	38	79,658	60,846	78	7	2,513	50	75,320
Cumberland	282	827,200	1,242,122	2,069	239	42,820	2,754	2,868,349
Essex	884	13,377,345	15,706,316	15,837	5,834	480,100	64,972	28,236,767
Gloucester	144	280,863	549,684	910	9	21,352	70	859,124
Hudson	274	4,374,414	2,016,900	2,584	191	87,130	3,248	6,295,189
Hunterdon	260	736,440	1,023,559	799	96	16,799	823	1,650,923
Mercer	231	1,760,850	2,107,670	1,872	719	46,150	6,001	3,431,763
Middlesex	150	2,047,350	1,715,735	1,879	709	47,208	7,681	3,518,750
Monmouth	92	665,120	519,200	520	32	13,640	68	888,576
Morris	185	1,361,500	1,407,171	1,595	202	50,542	1,822	2,736,283
Ocean	39	130,500	168,044	157	2	4,414	20	331,630
Passaic	168	3,548,118	3,696,116	3,940	1,649	97,838	19,063	6,933,667
Salem	90	394,200	490,158	503	151	11,882	1,436	741,651
Somerset	149	725,700	871,133	574	64	14,852	636	1,248,067
Sussex	132	536,510	577,939	412	4	10,743	64	954,871
Union	186	1,640,025	2,275,413	2,666	1,288	64,630	6,820	4,147,614
Warren	318	1,319,440	1,636,376	1,357	76	34,728	774	2,391,119
Total	4,171	38,430,373	39,781,653	42,294	12,320	1,172,688	129,974	75,471,550