

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 103

H. P. 94

House of Representatives, January 9, 1969

Referred to Committee on Judiciary. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr. Page of Fryeburg.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT to Amend the Charter of the Fryeburg Water Company by Granting Certain Additional Powers and Ratifying and Confirming Certain Acts of said Corporation.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, appropriate facilities for the Fryeburg Water Company are necessary to protect the health of the inhabitants of Fryeburg; and

Whereas, it is imperative that action be taken at the earliest moment to bring adequate facilities to the inhabitants of Fryeburg to insure a pure and healthful water supply; and

Whereas, in the judgment of the Legislature these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. P. & S. L., 1883, c. 268, § 2, amended. Section 2 of chapter 268 of the private and special laws of 1883, as amended by section 1 of chapter 3 of the private and special laws of 1917, is further amended to read as follows:

Sec. 2. Company may hold real and personal estate. Said corporation may hold real and personal estate necessary and convenient for the purposes aforesaid ~~not exceeding in amount one hundred thousand dollars.~~

Sec. 2. P. & S. L., 1883, c. 268, § 4, repealed and replaced. Section 4 of chapter 268 of the private and special laws of 1883, as repealed and replaced by section 2 of chapter 3 of the private and special laws of 1917, is repealed and the following enacted in place thereof:

Sec. 4. Capital stock. The amount of capital stock of said corporation, all of which shall be non-assessable when issued, and a part of which may be preferred stock, shall be fixed from time to time by the stockholders of said corporation; provided, that no capital stock shall be issued without the prior approval of the Public Utilities Commission.

Sec. 3. P. & S. L., 1883, c. 268, § 11, amended. Section 11 of chapter 268 of the private and special laws of 1883, as enacted by section 3 of chapter 3 of the private and special laws of 1917, is amended to read as follows:

Sec. 11. Former acts ratified. All previous acts of said corporation in acquiring, purchasing and holding real and personal estate necessary and convenient for the purposes of its aforesaid incorporation, in excess of ~~ten thousand dollars~~ \$100,000 are hereby ratified and confirmed.

Sec. 4. P. & S. L., 1883, c. 268, § 13, additional. Chapter 268 of the private and special laws of 1883, as amended by chapter 3 of the private and special laws of 1917, is further amended by adding a new section 13, to read as follows:

Sec. 13. Corporation may issue bonds. The corporation may, subject to the approval of the Public Utilities Commission, issue its bonds for the construction of its works, of any and all kinds upon such rates and time as it may deem expedient, and secure the same by mortgage of its franchise and property.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.