

MAINE STATE LEGISLATURE

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Sixty-Fourth Legislature.

SENATE.

No. 35.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND
EIGHTY-NINE.

AN ACT to incorporate the Maine Water Company.

*Be it enacted by the Senate and House of Representatives
in Legislature assembled, as follows :*

SECT. 1. Arthur Sewall, Josiah S. Maxcy, Weston
2 Lewis, their associates, successors and assigns, are hereby
3 made a corporation by the name of the Maine Water
4 Company for the purpose of erecting, operating, buying,
5 leasing and selling the water works named in this act.

SECT. 2. The capital stock of said corporation shall not
2 exceed one million dollars, to be fixed from time to time
3 as required, and shall be divided into shares of one
4 hundred dollars each.

SECT. 3. Said corporation is authorized to hold for its
2 purposes aforesaid real and personal estate not exceeding
3 one million dollars in amount.

SECT. 4. The said corporation is hereby authorized to
2 purchase and hold the property, capital stock, rights,
3 privileges, immunities and franchises of the Gardiner

4 Water Company, the Calais Water Company, the Water-
5 ville Water Company, the Richmond Water Company,
6 the Dover and Foxcroft Water Company, the Boothbay
7 Water Company, or of either or any of them, upon such
8 terms as may be agreed upon; and upon such purchase
9 and transfer the said Maine Water Company shall have,
10 hold, possess, exercise and enjoy all the locations,
11 powers, privileges, rights, immunities, franchises,
12 property and estates which at the time of any such pur-
13 chase and transfer shall then be had, held, possessed or
14 enjoyed by the corporation or corporations so selling, or
15 either or any of them, and shall be subject to all the
16 duties, restrictions and liabilities to which they, or either
17 or any of them, shall then be subject by reason of any
18 charter, contract, or general or special law of this State,
19 or otherwise.

SECT. 5. All proceedings, suits at law or in equity,
2 which may be pending at the time of any such transfer to
3 which either of said corporations so selling shall be a
4 party may be prosecuted or defended by the said Maine
5 Water Company in like manner and with the same effect
6 as if such transfer had not been made. All claims, con-
7 tracts, rights and causes of action, of or against either of
8 said corporations so selling, at law or in equity, may be
9 enforced by suit or action to be begun or prosecuted by
10 or against the said Maine Water Company.

SECT. 6. The Gardiner Water Company, the Calais
2 Water Company, the Waterville Water Company, the
3 Richmond Water Company, the Dover and Foxcroft Water
4 Company, and the Boothbay Water Company, are author-
5 ized to make the contracts, sales and transfers authorized

6 by section four of this act, at meetings of their respective
7 companies, called for such purposes.

SECT. 7. The Calais Water Company is hereby au-
2 thorized to lease the property of the St. Croix Electric
3 Light and Water Company, upon such terms as may be
4 mutually satisfactory, and may assign and transfer said
5 lease to the said Maine Water Company.

SECT. 8. The said Maine Water Company may issue
2 stock in payment and exchange for the stock, franchises
3 and property of the corporations making the transfers
4 authorized by this act, but in no event shall the amount of
5 stock so issued exceed the authorized capital stock of the
6 corporation so selling.

SECT. 9. Said Maine Water Company may issue its
2 bonds upon such rates and time as it may deem expedi-
3 ent, and in such amount as may be required for the ob-
4 jects of its incorporation and for the purposes authorized
5 by this act, and secure the same by mortgage upon the
6 franchises and property of said company.

SECT. 10. Nothing herein contained shall in any way
2 affect or abridge the rights of any city, town, village
3 corporation, or incorporated village fire company, under
4 any contract now or hereafter made with any or either of
5 the companies named in this act.

SECT. 11. The first meeting of said corporation may
2 be called by a written notice thereof, signed by any two
3 corporators herein named, served upon each corporator by
4 copy of the same given in hand, or mailed, postage pre-
5 paid, at least seven days prior to the day named therein
6 for such meeting.

SECT. 12. Upon either or any of the purchases and
2 transfers authorized by this Act, the said Maine Water

3 Company shall faithfully perform thereafter all the obliga-
4 tions of any and all contracts then existing between the
5 corporation or corporations so selling, and any city,
6 town, village, corporation, incorporated village fire com-
7 pany, corporation, firm, or individual in each and every
8 particular, and be subject to all the liabilities of said con-
9 tracts; and the said Maine Water Company shall there-
10 upon succeed to and enjoy all the rights of the corpora-
11 tion so selling in, to and under said contracts, as if said
12 contract or contracts had been made originally with said
13 Maine Water Company.

SECT. 13. The said Maine Water Company is also
2 authorized to purchase and hold stock in either or all of
3 the water companies named in section 4 of this Act,
4 and may pay for said stock in the manner authorized by
5 section 8 of this Act; and, in such case, any stockholder
6 of the Maine Water Company shall be eligible to any
7 office in any of the water companies above named in
8 which said Maine Water Company may become a stock-
9 holder. Such stock so held may be pledged or mort-
10 gaged under section 9 of this Act.

SECT. 14. This Act shall take effect when approved.

STATE OF MAINE.

IN SENATE, January 30, 1889.

Reported by Mr. HEATH, from Committee on Judiciary; read once,
and on motion by same senator, laid on table to be printed.

C. W. TILDEN, *Secretary.*