

MAINE STATE LEGISLATURE

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Sixty-Fifth Legislature.

HOUSE.

No. 190.

STATE OF MAINE.

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

AN ACT to incorporate the York Light and Heat Company.

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

SECTION 1. J. G. Shaw, Chas. H. Andrews, F. H.
2 Littlefield, their associates, successors and assigns, are
3 hereby constituted a body politic and corporate by the
4 name of the York Light and Heat Company, for the pur-
5 poses of supplying light, heat and power by the manufac-
6 ture of gas and electricity in the cities of Biddeford and
7 Saco and town of Old Orchard, with all the powers and
8 privileges and subject to all the duties, restrictions and
9 liabilities by law incident to corporations of a similar nature.

SECT. 2. The capital stock of said corporation shall be
2 not less than fifty thousand dollars, divided into shares of
3 one hundred dollars each, which may, by vote of the com-
4 pany, be increased to five hundred thousand dollars. Said
5 company is authorized to hold such real and personal estate
6 that may be necessary and proper for the purposes of its
7 incorporation.

SECT. 3. Said company is hereby authorized to lay
2 down and maintain in, under, through, along and across
3 the highways, ways, streets, railroads and bridges in said
4 cities and town and to take up, replace and repair all such
5 pipes and fixtures and to erect and maintain such poles,
6 wires and other fixtures as may be necessary for the object
7 of its incorporation, and may enter upon and dig up any
8 road, street or way in said cities and town for the purposes
9 aforesaid, and, in general, may do any other acts and
10 things necessary, convenient or proper to be done for the
11 completing, establishment and maintenance of its works
12 and plant, provided always that the said company shall at
13 its own expense and to the satisfaction of the municipal
14 officers of said cities or town without unnecessary delay,
15 repair the said highways, streets and ways in every part
16 where they shall be so entered upon and dug up, and
17 restore the covering, pavement and sidewalks thereof
18 respectively.

SECT. 4. Said corporation shall be liable in all cases to
2 repay to said cities or town, all sums of money that said
3 cities or town may be obliged to pay in any judgment
4 recovered against them for damages occasioned by any
5 obstruction or taking up or displacement of any street by
6 said company, together with fees of counsel and other

7 expenses necessarily incurred in defending the same ;
8 provided, however, that said company shall have notice
9 of any suit whenever such damage shall be claimed, and
10 shall be allowed to defend the same at its own expense.

SECT. 5. Said company shall have power to cross any
2 water-course, private or public sewer, or to change the
3 direction thereof when necessary for the purposes of its
4 incorporation, but in such manner as not to obstruct or
5 impair the use thereof, and said company shall be liable
6 for any injury caused thereby.

SECT. 6. Said company is hereby authorized to purchase
2 the franchises, property, rights, privileges and immunities
3 of the Saco & Biddeford Gas Light Company and of the
4 Biddeford Saco Light & Power Company, or of either of
5 said companies, upon such terms as may be agreed upon ;
6 and said Saco & Biddeford Gas Light Company and
7 Biddeford Saco Light & Power Company are both hereby
8 authorized to sell their franchises, property, rights, privi-
9 leges and immunities to said York Light & Heat Com-
10 pany, and upon such purchase and transfer the said York
11 Light & Heat Company shall succeed to enjoy all the
12 rights, privileges and immunities now or hereafter granted
13 to said companies or either of them, in the cities of Bidde-
14 ford and Saco and town of Old Orchard, and shall there-
15 upon have the right to supply said cities and town with
16 light, heat and power by the manufacture of gas and
17 electricity in the manner provided by sections one, two,
18 three, four and five of this act and by the charters of the
19 said Gas Light Company and all acts amendatory thereof.

SECT. 7. Said company is hereby authorized to make
2 contracts with the United States, the State, and with cor-

3 porations and inhabitants of said cities and town for the
4 purposes of supplying light, heat and power as contem-
5 plated by this act; and said cities of Biddeford and Saco,
6 each through its city council, and said town of Old Orchard,
7 through its selectmen, are authorized to contract with said
8 company from time to time as they may deem expedient.

SECT. 8. Said company may issue its bonds for the con-
2 struction of its works and for the purposes of its incorpo-
3 ration upon such rate and time as it may deem expedient
4 and in such amount as may be required for the objects of
5 its incorporation and for the purchases authorized by sec-
6 tion six of this act, and to secure the same by mortgage
7 upon the franchise and property of said company.

SECT. 9. The first meeting of this company may be
2 called by written notice thereof signed by any two corpo-
3 rators herein named, served upon each corporator by giving
4 him the same in hand or by leaving the same at his last and
5 usual place of abode seven days before the time of meeting.

SECT. 10. This act shall take effect when approved.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES }
March 4, 1891.

Tabled, pending first reading, by Mr. CHADBOURNE of Biddeford,
and ordered printed.

W. S. COTTON, *Clerk.*