

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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Sixty-Fifth Legislature.

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HOUSE.

No. 304.

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STATE OF MAINE.

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

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AN ACT in favor of the Bath Water Supply Com-  
pany and the Pejepscot Water Company.

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

SECTION 1. The Bath Water Supply Company  
2 and the Pejepscot Water Company are authorized  
3 to sell or lease, either to the other, or to acquire  
4 either from the other, the whole or any of the  
5 franchises or property of either, or to consolidate  
6 the management of the capital stock of the two  
7 corporations in such manner and under such name

8 as may be approved by a majority of the outstanding  
9 stock of each of the two corporations.

SECT. 2. After such sale, lease or consolidation,  
2 the corporation acquiring the franchise of the Bath  
3 Water Supply Company shall hold the same sub-  
4 ject to the contract right of the city of Bath to  
5 purchase the same, and subject to all contract  
6 rights of the city of Bath with the National Water  
7 Works Syndicate. The franchise of the Pejep-  
8 scot Water Company shall be similarly held as  
9 required by the existing contract between said  
10 company and the town of Brunswick. All instru-  
11 ments of sale, lease, consolidation or mortgage  
12 under this act shall contain suitable provisions to  
13 protect and preserve said contract rights.

SECT. 3. The said Bath Water Supply Company  
2 and Pejepscot Water Company or either of them,  
3 or any corporation which may be formed by their  
4 consolidation, subject to the existing contract rights  
5 of the city of Bath and the town of Brunswick,  
6 are hereby authorized to increase their present  
7 water supply by taking water from any source in  
8 said Bath, Brunswick, West Bath, Topsham or  
9 Bowdoin, and as incidental thereto to take all lands  
10 and rights of way necessary therefor, paying the  
11 damages thereby caused in the manner now pro-

12 vided by their existing charters. The said Bath  
13 Water Supply Company shall not by itself, or  
14 through any sale, lease or consolidation, nor shall  
15 any corporation formed under this act change its  
16 present source of supply or divert any water from  
17 its present source of supply under its existing con-  
18 tract to purposes not now embraced in said con-  
19 tract without the consent of the city of Bath so  
20 long as said contract is in force and not modified.

SECT. 4. The Bath Water Supply Company, the  
2 Pejepscot Water Company and any corporation  
3 which may be formed by their consolidation, are  
4 each authorized from time to time to issue bonds,  
5 or other obligations for improving or extending its  
6 works, for meeting existing liabilities and for other  
7 lawful uses, and may secure the whole, or any part  
8 by mortgages of franchise or property, or in such  
9 other way as the corporation may determine.

SECT. 5. Nothing herein contained shall in any  
2 way affect or abridge the rights of the city of Bath  
3 or the town of Brunswick under any contract made  
4 with either of the above named companies.

SECT. 6. Upon either or any of the leases, sales,  
2 or consolidations hereby authorized, the corpora-  
3 tion formed by such consolidation or the corpora-  
4 tion so leasing or purchasing the property and fran-

5 chises of the other, shall thereafter faithfully per-  
6 form all the obligations of any and all contracts  
7 then existing between either of said corporations,  
8 so selling or leasing, and either of said municipali-  
9 ties in each and every particular, and be subject to  
10 all the liabilities of said contracts; and said corpora-  
11 tion so formed by consolidation or the corpora-  
12 tion so purchasing or leasing the property and  
13 franchises of the other shall succeed to and enjoy  
14 all the rights of said corporations, or either of  
15 them, in, to and under the aforesaid contracts.

SECT. 7. This act shall take effect when ap-  
2 proved.

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STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }  
March 23, 1891. }

Tabled, pending third reading by Mr. SHAW of Bath, and ordered  
printed.

W. S. COTTON, *Clerk.*