

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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# Sixty-Eighth Legislature.

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HOUSE.

No. 346.

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## STATE OF MAINE.

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

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AN ACT to incorporate the Union Gas and Electric  
Company.

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

Section 1. Nathaniel Meader, Frank A. Smith, Fred  
2 Pooler, Frank B. Philbrick, Frank B. Webber, R. Wes-  
3 ley Dunn, I. S. Bangs, E. R. Drummond, M. C. Foster,  
4 of Waterville, in the county of Kennebec and state of  
5 Maine, Joseph H. Drummond of Portland, in the county  
6 of Cumberland and state of Maine, their associates, suc-  
7 cessors and assigns are hereby made a body corporate by  
8 the name of the Union Gas and Electric Company, and  
9 as such shall possess all the powers and be subject to all

10 the duties and obligations conferred and imposed on cor-  
11 porations by law, except as otherwise provided herein.

Sect. 2. The purposes of said corporation are the mak-  
2 ing, generating, selling, distributing and supplying gas or  
3 electricity, or both, for lighting, heating, manufacturing or  
4 mechanical purposes, in the city of Waterville and adjoin-  
5 ing towns, or for either or any of such purposes, with all  
6 the rights and privileges and powers, and subject to all the  
7 restrictions and liabilities, by law incident to corporations  
8 of a similar nature.

Sect. 3. The capital stock of said corporation shall be  
2 fifty thousand dollars (\$50,000,) divided into shares of one  
3 hundred dollars (\$100) each. Said corporation may hold  
4 real and personal estate necessary and convenient for its  
5 purposes aforesaid.

Sect. 4. Said corporation is hereby empowered to set  
2 poles and extend wires in and through the streets and  
3 ways of the city of Waterville and the towns of Winslow,  
4 Benton, Vassalboro and Fairfield, for the purpose of  
5 furnishing electric lights for public and private use in said  
6 city and towns, under such reasonable restrictions as may  
7 be imposed by the municipal officers thereof, subject to  
8 the general laws of the state regulating the erection of  
9 posts and lines for the purposes of electricity. It is also  
10 empowered to transmit electric power for lease or sale to  
11 such points in said city and towns as may be feasible, in  
12 such manner as may be expedient, and, subject to the  
13 general laws aforesaid, it may erect and maintain all posts,  
14 wires and fixtures necessary therefor. Said corporation  
15 shall have the right to lay gas pipes in any of the public  
16 streets or highways in said city of Waterville and said

17 towns of Winslow, Benton, Vassalboro and Fairfield ; the  
18 permit of the municipal officers of said city and towns  
19 having first been obtained in writing, and to relay and  
20 repair the same, subject to such regulations as the health  
21 and safety of the citizens and the security of public travel  
22 may require and as may be prescribed by the authorities  
23 thereof.

Sect. 5. The city of Waterville, or any manufacturing  
2 or machine company having its place of business in said  
3 city of Waterville, or in said towns of Winslow, Benton,  
4 Vassalboro and Fairfield, may take and hold stock in said  
5 corporation. Said corporation is hereby authorized to  
6 purchase and hold the property, capital stock, rights,  
7 privileges, immunities and franchises of the Waterville  
8 Gas Light Company, upon such terms as may be agreed  
9 upon ; and upon such purchase and transfer the said  
10 Union Gas and Electric Company shall have, hold,  
11 possess, exercise and enjoy all the locations, powers,  
12 privileges, rights, immunities, franchises, property and  
13 estate which, at the time of any such purchase and trans-  
14 fer, shall then be had, held, possessed, or enjoyed  
15 by said Waterville Gas Light Company. And said  
16 Waterville Gas Light Company is hereby authorized  
17 to make the contracts, sales and transfers authorized by  
18 section five of this act at meetings of its company called  
19 for such purpose. Said Union Gas and Electric Com-  
20 pany may issue stock in payment and exchange for the  
21 stock, franchises and property of the Waterville Gas  
22 Light Company.

Sect. 6. Said Union Gas and Electric Company may  
2 issue its bonds upon such rates and time as it may deem

3 expedient, and in such amount as may be required for the  
4 objects of its incorporation and for the purposes authorized  
5 by this act, and secure the same by mortgage upon the  
6 franchise and property of said company.

Sect. 7. The first meeting of said corporation may be  
2 called by written notice thereof, signed by any two corpora-  
3 tors herein named, served upon each corporator by a copy  
4 of the same in hand or mailed, postage paid, at least seven  
5 days prior to the day named therein for such meeting.

Sect. 8. The charter hereby granted shall be null and  
2 void, if the Waterville and Fairfield Railway and Light  
3 Company shall, in a proper and workmanlike manner,  
4 make the following improvements in and extension of its  
5 existing plant at the times herein required: said company  
6 shall on or before the first day of January in the year of  
7 our Lord eighteen hundred and ninety-eight, add to its  
8 existing plant an auxiliary steam plant, with a capacity of  
9 five hundred horse power, and water wheels of approved  
10 pattern with a capacity of five hundred horse power under  
11 a head of eleven feet, together with such electrical appli-  
12 ances as will enable said corporation to utilize said addi-  
13 tional power for the purposes of electricity under the  
14 obligations of its charter. Said company shall begin said  
15 work as soon as July one, eighteen hundred and ninety-  
16 seven. Upon petition therefor by the said Waterville and  
17 Fairfield Railway and Light Company, filed in the clerk's  
18 office of the supreme judicial Court for Kennebec county  
19 during the month of December in the year of our Lord one  
20 thousand eight hundred and ninety-seven, any justice of the  
21 supreme judicial court, in term time or vacation, after  
22 notice to said Union Gas and Electric Company, or, if

23 not then organized, to any incorporator thereof, and after  
24 hearing thereon, may extend said time a reasonable period,  
25 if it appears to such justice that said Waterville and Fairfield  
26 Railway and Light Company has prosecuted said work in  
27 good faith and has been prevented from the full perform-  
28 ance thereof by inevitable accidents or unavoidable causes.  
29 Upon application made by the Waterville and Fairfield  
30 Railway and Light Company or by the Union Gas and  
31 Electric Company, filed in the clerk's office of the supreme  
32 judicial court for Kennebec county during the month of  
33 January in the year of our Lord one thousand eight hun-  
34 dred and ninety-eight, or during the thirty days next  
35 following the aforesaid extension of date of completion,  
36 any justice of the supreme judicial court, after notice and  
37 hearing, in term time or vacation, shall determine finally  
38 and without appeal whether the aforesaid conditions have  
39 been substantially performed and whether the charter  
40 hereby granted is or is not in full force and operation,  
41 and such finding signed by such justice shall be returned  
42 to and entered of record in the office of the clerk of courts  
43 of the county of Kennebec.



STATE OF MAINE.

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IN HOUSE OF REPRESENTATIVES,

March 19, 1897.

Reported by Mr. PHILBROOK of Waterville, from Committee on Judiciary, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*