

MAINE STATE LEGISLATURE

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SEVENTY-FIFTH LEGISLATURE

HOUSE

NO. 398

House of Representatives, Mar. 2, 1911.

*Reported by Mr. Peters from Committee on Legal Affairs and
ordered printed under joint rules.*

C. C. HARVEY, Clerk.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND ELEVEN.

AN ACT to incorporate the Winter Harbor Light Company.

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

Section 1. Bedford E. Tracy, Leroy C. Smallidge and
2 Charles T. Hooper of Winter Harbor, in the county of Han-
3 cock, their associates, successors and assigns, are hereby made
4 a body corporate under the name of Winter Harbor Light
5 Company with all the rights and privileges incident to a cor-
6 poration, for the purpose of manufacturing, generating, sell-
7 ing, distributing, and supplying gas or electricity, or both,
8 for lighting, heating, traction, transportation, manufacturing
9 or mechanical purposes in the town of Winter Harbor and
10 adjoining town of Gouldsboro, in said county of Hancock,
11 or for any or either such purposes, with all the rights, powers
12 and privileges, and subject to all the restrictions and liabili-

13 ties by law incident to similar corporations; also for the pur-
14 pose of buying, leasing and operating the property, rights,
15 privileges, immunities and franchises of any individuals,
16 firms or corporations doing a similar business in the town of
17 Winter Harbor, aforesaid; subject, however, to the rights
18 and privileges of the Winter Harbor Company, a corporation
19 organized and existing under the laws of said state, to manu-
20 facture, generate, sell and distribute gas or electricity, or
21 both, in supplying light, heat and power for that part of the
22 summer resort of said town of Winter Harbor known as
23 Grindstone neck, as now established.

Sect. 2. The capital stock of this corporation shall be \$10,-
2 000, which may be increased by a majority vote of the stock-
3 holders at any time or times to such an amount as they may
4 deem necessary and expedient. The stock of such corpora-
5 tion shall be divided into shares of \$5 each, and each share
6 shall be entitled to one vote by the stockholders or his proxy
7 at all meetings of the stockholders.

Sect. 3. In case of an increase in the capital stock of the
2 corporation as provided in the preceding section said corpo-
3 ration shall file a certificate thereof in the office of the Secre-
4 tary of State together with such additional fee or franchise
5 tax as provided by the general law of the state, and such in-
6 crease of the stock shall not be valid until such certificate is
7 filed and such fee or taxes paid.

Sect. 4. Said corporation may borrow money, issue its
2 bonds therefor and upon vote of its stockholders mortgage its

3 property, rights and franchises to secure the payment of such
4 bonds to an amount not exceeding the amount of its capital
5 stock.

Sect. 5. Said company may hold all real and personal estate
2 necessary and convenient for the purposes aforesaid and is
3 hereby authorized to make, manufacture, distribute, sell and
4 dispose of gas or electricity, or both, in the towns aforesaid,
5 and to lay down gas pipe in and through the streets and ways
6 of said municipalities, and to take up, replace and repair the
7 same, and to build, construct, and maintain all fixtures, res-
8 ervoirs, gas holders and other things requisite, proper and
9 convenient for the manufacture, distribution and sale of gas
10 or electricity, or both, in said municipalities. And said
11 company is further authorized to set poles, and extend wires,
12 both above and under ground, in and through said streets
13 and ways, and to erect, repair and maintain all poles, posts,
14 wires and fixtures, necessary for the purposes of its incor-
15 poration, all subject to the permission of the municipal offi-
16 cers of said municipalities, under such reasonable restric-
17 tions as they may lawfully impose, and subject to the gen-
18 eral laws of the state relative thereto.

Sect. 6. Said company shall repay to any city or town any
2 sum of money which said city or town may have been com-
3 pelled to pay on any judgment for any damages caused by
4 a defect or want of repair in the streets thereof due to the
5 neglect of said company, or on any judgment for damages
6 caused by the negligence of said company in erecting and

7 maintaining or in the taking up, or repairing, of any posts,
8 wires, pipes, or appurtenances connected with its said busi-
9 ness. Said company at its own expense, without unneces-
10 sary delay, shall remove any obstruction in any street, made
11 in erecting or laying the lines or pipes for such purposes,
12 and cause earth or pavements disturbed to be properly re-
13 placed. It shall not be allowed to obstruct or impair the
14 use of any public or private drain or gas pipe or sewer, tele-
15 graph or telephone wires, but may cross, or, when neces-
16 sary, change the direction of any private wire or pipe, drain
17 or sewer, in such manner as not to obstruct or impair the use
18 thereof, being responsible to the owner or other person for
19 any injury occasioned thereby in an action on the case.

Sect. 7. Manufactories and other business corporations
2 doing business in said towns are hereby authorized to sub-
3 scribe and hold stock in said company.

Sect. 8. Any one of the corporators named in this act may
2 call the first meeting of the corporation by mailing a written
3 notice, signed by him, postage paid, to each of the corpora-
4 tors seven days at least before the day of the meeting, nam-
5 ing the time, place and purpose of said meetings; a president,
6 secretary and directors may be chosen, by-laws adopted and
7 any corporate business transacted.

Sect. 9. This act may be accepted at any regular meeting
2 of said association by a majority of the members present.