

MAINE STATE LEGISLATURE

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SEVENTY-SIXTH LEGISLATURE

SENATE

NO. 254

In Senate, Feb. 6, 1913.

Came from the House referred to the Committee on Judiciary and on motion by Senator Hastings of Androscoggin laid on the table for printing, pending reference in concurrence.

W. E. LAWRY, Secretary.

STATE OF MAINE

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

AN ACT to amend "An Act to incorporate the Water Commissioners of the City of Auburn, under the name of the Auburn Water Commissioners," allowing them to sell a portion of their property.

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

Section 1. Section ten of chapter two hundred and forty-
2 three of the Private and Special Laws of 1895, is hereby
3 amended by adding thereto the following: 'Provided, how-
4 ever, that whenever in the judgment of said commissioners
5 a sale of any portion of said property is advisable and can
6 be made without impairing the security of bond holders,

7 said commissioners may petition the supreme judicial court
8 for the county of Androscoggin, by bill in equity, for leave
9 to sell such property; and upon such notice as the court
10 may order and a hearing, if it shall appear to said court
11 that such sale can be made without injury to the rights of
12 bond holders, it may decree a sale and determine what dis-
13 position shall be made of the proceeds by said commission-
14 ers; and said commissioners may thereupon execute a deed
15 or bill of sale passing title to such property'; so that said
16 section as amended shall read as follows:

'Sect. 10. Said Auburn Water Commissioners shall not
18 sell, mortgage, or in any way dispose of said property, but
19 shall hold the same solely for the purposes of the trust pro-
20 vided for by this act. Provided, however, that whenever
21 in the judgment of said commissioners a sale of any por-
22 tion of said property is advisable and can be made without
23 impairing the security of bond holders, said commissioners
24 may petition the supreme judicial court for the county of
25 Androscoggin, by bill in equity, for leave to sell such prop-
26 erty; and upon such notice as the court may order and a
27 hearing, if it shall appear to said court that such sale can
28 be made without injury to the rights of bond holders, it
29 may decree a sale and determine what disposition shall be
30 made of the proceeds by said commissioners; and said com-
31 missioners may thereupon execute a deed or bill of sale
32 passing title to such property.'