

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE.

1891.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
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1891.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1891.

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SECT. 9. Said corporation may issue its bonds for the construction of its works, upon such rates and times as it may deem expedient, not exceeding sixty thousand dollars, and secure the same by mortgage of the franchise and property of said company.

May issue bonds, and mortgage property.

SECT. 10. In case the works of this corporation shall not have been put into actual operation within four years from the date of the approval of this act, the rights and privileges herein granted shall be null and void.

Act void, if works are not put in operation within 4 years.

SECT. 11. The first meeting of said corporation may be called by a written notice thereof, signed by any three corporators herein named, served upon each corporator, by giving him the same in hand, or by leaving the same at his last usual place of abode, seven days before the time of meeting.

First meeting, how called.

SECT. 12. Said corporation may issue its bonds for the construction of its works, upon such rates and times as it may deem expedient, not exceeding the amount of its capital stock and secure the same by mortgage of its franchise and property of said company.

May issue bonds.

SECT. 13. This act shall take effect when approved.

Approved March 31, 1891.

Chapter 317.

An Act in favor of the Bath Water Supply Company and the Pejepscot Water Company.

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

SECT. 1. The Bath Water Supply Company and the Pejepscot Water Company are authorized to sell or lease, either to the other or to acquire either from the other, the whole or any of the franchises or property of either, or to consolidate the management of the capital stock of the two corporations in such manner and under such name as may be approved by a majority of the outstanding stock of each of the two corporations.

Bath Water Supply Co. and Pejepscot Water Co., authorized to sell, each to the other, or consolidate.

SECT. 2. After such sale, lease or consolidation, the corporation acquiring the franchise of the Bath Water Supply Company shall hold the same subject to the contract right of the city of Bath to purchase the same, and subject to all con-

Contract rights of the city of Bath and town of Brunswick, protection of.

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tract rights of the city of Bath with the National Water Works Syndicate. The franchise of the Pejepsco Water Company shall be similarly held as required by the existing contract between said company and the town of Brunswick. All instruments of sale, lease, consolidation or mortgage under this act shall contain suitable provisions to protect and preserve said contract rights.

Company, authorized to increase water supply.

SECT. 3. The said Bath Water Supply Company and Pejepsco Water Company or either of them, or any corporation which may be formed by their consolidation, subject to the existing contract rights of the city of Bath and the town of Brunswick, are hereby authorized to increase their present water supply by taking water from any source in said Bath, Brunswick, West Bath, Topsham or Bowdoin, and as incidental thereto to take all lands and rights of way necessary therefor, paying the damages thereby caused in the manner now provided by their existing charters. The said Bath Water Supply Company shall not by itself, or through any sale, lease or consolidation, nor shall any corporation formed under this act, change its present source of supply or divert any water from its present source of supply under its existing contract to purposes not now embraced in said contract without the consent of the city of Bath so long as said contract is in force and not modified.

Bath Water Supply Co., shall not change present source of supply, without consent of city.

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

Companies, may issue bonds and mortgage property.

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

Rights of city and town shall not be abridged.

SECT. 6. Upon either or any of the leases, sales or consolidations hereby authorized, the corporation formed by such consolidation or the corporation so leasing or purchasing the property and franchises of the other, shall thereafter faithfully perform all the obligations of any and all contracts then.

Consolidated corporation, held to perform all existing obligations and contracts.

existing between either of said corporations, so selling or leasing, and either of said municipalities in each and every particular, and be subject to all the liabilities of said contracts; and said corporation so formed by consolidation, or the corporation so purchasing or leasing the property and franchises of the other shall succeed to and enjoy all the right of said corporations, or either of them, in, to, and under the aforesaid contracts.

SECT. 7. This act shall take effect when approved.

Approved March 31, 1891.

Chapter 318.

An Act to authorize Bangor Street Railway to connect its lines in the cities of Bangor and Brewer, over the piers of Bangor Bridge Company.

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

SECT. 1. The Bangor Street Railway is authorized to construct a bridge across the Penobscot river between the cities of Bangor and Brewer, for the purpose of connecting its tracks and operating its cars between said cities for the transportation of passengers only.

Company, authorized to build bridge across Penobscot river.

SECT. 2. Said bridge shall be constructed upon an extension of the piers of the Bangor Bridge Company, and in such manner as not to interfere with, injure or endanger the use of said piers by said Bangor Bridge Company for the support of its bridge as now erected thereon.

Shall be built on extension of pier of Bangor Bridge Co.

SECT. 3. The method to be adopted by said Bangor Street Railway in the construction of its said bridge and location of its tracks, shall be determined by the board of railroad commissioners of the state.

Method of construction, to be determined by railroad commissioners.

SECT. 4. For this occupation of its piers and lands and any diminution of the revenue received from tolls by said Bangor Bridge Company, occasioned by the building of said bridge and all benefits derived by said railway company, said Bangor Bridge Company shall be entitled to damages and compensation, the amount to be determined by, and its payment secured in the manner provided by the revised statutes in the case of taking of real estate by railroad corporations.

Damages, how determined.