

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.

CHAP. 326

organization of such corporation at such time and place as he may appoint, by mailing a proper notice of such meeting to each of such corporators, at least seven days before the time appointed therefor, stating the time and place thereof; and in case a majority of such corporators shall attend such meeting, either in person or by proxy, they may open books for subscriptions to its capital stock, and when ten thousand dollars are subscribed and paid in, either in cash or its equivalent in real or personal property at their market value, said corporation may begin the transaction of business.

—when corporation may begin business.

Board of directors.

SECT. 5. The stock, property and affairs of said corporation shall be managed by a board of directors of such number, not less than three, as may from time to time be determined by the stockholders. The directors shall be elected by the stockholders at such time and place, and in such manner, and for such terms as the stockholders shall from time to time determine. No person shall be a director who is not a stockholder of the corporation. A majority of the directors shall constitute a quorum of said board for the transaction of business. In case of a vacancy or vacancies in the board, or in any office, the remaining directors may fill such vacancy or vacancies. The affairs of the corporation may, at the option of the stockholders, be entrusted to an executive board of so many members as may be decided by the stockholders, to be elected by vote of the stockholders from the full board of directors. Said corporation shall have, at some place in this state, a clerk's office in which the records of said corporation shall be kept, and the clerk of said corporation shall be a resident of this state.

—qualification of.

—vacancies, how filled.

—executive board.

Approved March 31, 1891.

Chapter 326.

An Act to incorporate the Belfast Illuminating Company.

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

Corporators.

SECT. 1. Thomas T. Robinson, Robert B. Taber, Robert F. Pierce and Percy C. Pierce and their associates and assigns are hereby constituted a body politic and corporate, by the name of the Belfast Illuminating Company for the purpose of

—corporate name.

supplying light, heat and power by electricity or by the manufacture of gas in the city of Belfast with all the privileges and subject to all the duties, restrictions and liabilities by law incident to such corporations of a similar nature.

SECT. 2. Said company is authorized and empowered to carry on the business of lighting by electricity or gas, such public streets in the city of Belfast and such buildings and places therein, public and private, as may be agreed upon by said corporation and the owners or those having control of such buildings and places to be lighted, and may furnish motive power by electricity or gas within said city, and may build and operate manufactories and works for providing and supplying of electricity, gas, light and power, and may lease, purchase and hold real and personal estate for the purposes of the corporation to the amount of one hundred thousand dollars, and to construct, lay, maintain and operate lines of wire or other material, of pipes for the transmission of electricity or gas, submarine, underground, upon, under and along and over any and all streets and ways, under the direction of the municipal officers of said city.

Powers.

SECT. 3. The said company shall be liable in all cases to repay to said city, all sums of money that said city may be obliged to pay on any indictment or judgment recovered against said city occasioned by any obstruction or taking up or displacement of any way, highway, railroad, or street by said company in said city; provided, however, that said company shall have notice whenever such damages are claimed of said city, from the municipal officers and shall be allowed to defend the same at its own expense.

Liable for damages caused by obstructing any way, etc.

SECT. 4. Said company shall not be allowed to obstruct or impair the use of any public or private drain or gas pipe or sewer, telegraph or telephone wire, but may cross, or when necessary, change the direction of any private wire or pipe, drain or sewer, in such manner as not to obstruct or impair the use thereof, being responsible to the owner or other person, for any injury occasioned thereby in an action on the case.

Shall not obstruct any public or private drain, etc.

SECT. 5. The said company is hereby authorized to purchase the franchise and property, rights, privileges and immunities of any gas light company, electric light or power company located and established in said city of Belfast upon such terms as may be agreed upon, and upon such purchase

May purchase the franchise, etc., of other corporations.

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and transfer of any such franchise and property, rights, privileges and immunities, the said Belfast Illuminating Company shall succeed to and enjoy all the rights, privileges and immunities now granted to any such company in said city of Belfast, and to supply said city with light, heat and power, by the manufacture of gas or electricity in the manner provided in the preceding sections, and by the charters of any such company as aforesaid, and any amendment thereto.

May make contracts to supply city with light, heat and power.

SECT. 6. The said company is hereby authorized to make contracts with any companies, corporations, or persons in said city of Belfast for the purposes of supplying light, heat and power, as contemplated by this act, and the said city of Belfast by its municipal officers is hereby authorized to contract with said company from time to time, as is deemed expedient for the supply of light, heat and power for said city.

Capital stock.

SECT. 7. The capital stock of said company shall not exceed one hundred thousand dollars, and shall be divided into shares of one hundred dollars each.

May issue bonds, and mortgage property.

SECT. 8. Said corporation is hereby authorized to issue its bonds for the construction of its work, and for the purposes of its incorporation, but the bonds so issued shall not exceed the amount of its capital stock. Said bonds may be issued in sums of not less than one hundred dollars each, payable not more than thirty years from their date, with interest not to exceed six per centum per annum, payable semi-annually. All bonds which may be issued by said company shall be binding and collectible in law notwithstanding such bonds may be negotiated and sold by said corporation or its agents, at less than their par value. Said bonds shall be secured by a conveyance of the corporate property and franchise by a suitable instrument or mortgage to secure the payment of said bonds.

First meeting, how called.

SECT. 9. The first meeting of said corporation may be called by either corporator by written notice signed by him, stating the time and place thereof, and sent by mail five days in advance to his associates.

SECT. 10. This act shall take effect when approved.

Approved April 2, 1891.