

# ACTS and RESOLVES

Passed by the

## GENERAL ASSEMBLY

of the

## STATE OF VERMONT

at the

### TWENTIETH BIENNIAL SESSION

### 1908

Session Commenced Oct. 7, 1908; Adjourned Jan. 29, 1909



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No. 323.—AN ACT TO AMEND NO. 323 OF THE ACTS OF 1904, ENTITLED, "AN ACT TO AMEND NO. 283 OF THE ACTS OF 1902, ENTITLED 'AN ACT TO INCORPORATE THE EQUINOX COMPANY.'"

*It is hereby enacted by the General Assembly of the State of Vermont:*

SECTION 1. Section 2 of No. 323 of the acts of 1904 is hereby amended by striking out in the fourth line of said section the word "five," and inserting in lieu thereof the words, "three or more."

SEC. 2. This act shall take effect from its passage.

Approved November 4, 1908.

No. 324.—AN ACT TO AUTHORIZE THE PITTSFORD AQUEDUCT COMPANY TO PURCHASE THE STOCK, PROPERTIES, WORKS, FRANCHISES, RIGHTS, PRIVILEGES AND IMMUNITIES OF THE PITTSFORD SEWER COMPANY.

*It is hereby enacted by the General Assembly of the State of Vermont:*

SECTION 1. The Pittsford Aqueduct Company incorporated by No. 8 of the acts of 1891 and No. 191 of the acts of 1892, is hereby authorized and empowered to purchase all the stock, works, properties, franchises, rights, privileges and immunities of the Pittsford Sewer Company, incorporated by No. 233 of the acts of 1894, upon such terms as may be agreed upon between the stockholders of the said Pittsford Aqueduct Company and the stockholders of the said Pittsford Sewer Company, and when such terms have been agreed upon and carried into effect, the said Pittsford Sewer Company shall thereby be united and merged with the Pittsford Aqueduct Company; and the said Pittsford Aqueduct Company shall be possessed of and confirmed in the ownership of all the stock, property, works, franchises, rights, privileges and immunities of the Pittsford Sewer Company. The said Pittsford Aqueduct Company is hereby confirmed in all its rights, franchises, privileges and immunities heretofore granted to it.

SEC. 2. All deeds, mortgages, bonds, contracts and other obligations entered into by the Pittsford Sewer Company shall be assumed by and held to be binding upon the said Pittsford Aqueduct Company.

SEC. 3. The Pittsford Aqueduct Company may pay for said stock, property, works, franchises, rights, privileges and immunities of the Pittsford Sewer Company, by the issue and

delivery of its capital stock to the stockholders of said Pittsford Sewer Company in such amount, to the extent it is permitted by its charter to issue stock, as may be agreed upon between the stockholders of the said corporations; and the stock of the said Pittsford Sewer Company when delivered shall be cancelled.

SEC. 4. The records of the Pittsford Sewer Company shall be surrendered into the custody of the Pittsford Aqueduct Company.

SEC. 5. This act shall take effect from its passage.

Approved November 17, 1908.

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No. 325.—AN ACT IN RELATION TO THE RUTLAND  
FIRE CLAY COMPANY.

*It is hereby enacted by the General Assembly of the State of Vermont:*

SECTION 1. The Rutland Fire Clay Company, a corporation organized by voluntary association under the laws of Vermont, is hereby declared to be a valid body corporate for the purposes of mining, quarrying and manufacturing, buying, selling and dealing in fire and other clays, earths, coals, metals and minerals, and goods, wares and merchandise composed wholly or partially thereof.

SEC. 2. Said corporation may from time to time increase its capital stock in the manner now or hereafter provided by law, upon payment to the state of the fees required by law for the increase of capital stock of corporations; provided that the amount of such capital stock at any time issued and outstanding shall not exceed five million dollars. Such increase in capital stock may bear such restrictions as to voting power and may have such privileges and preferment by way of interest, dividend, participation in liquidation, as the stockholders in said corporation may from time to time determine; provided that such preferred stock shall at no time exceed in amount one-half the entire capital stock issued and outstanding.

SEC. 3. Said corporation may from time to time issue bonds and secure the payment of the same by mortgage or deed of trust upon any or all of its property, property rights and franchises; provided that any bonds so issued, exclusive of interest, together with the par value of its preferred stock, if any outstanding, shall at no time exceed in amount one-half the capital stock of said corporation. And the bonds of said corporation already issued, and dated April 4, 1908, are hereby legalized, and the deed of trust securing the same is declared to be a valid incumbrance according to its terms upon the