ACTS AND RESOLUTIONS

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF GEORGIA,

PASSED AT

THE REGULAR SESSION

OF JANUARY, 1876.

THOMAS B. IRWIN, COMPILER.

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No. CCLXIV.—(O. No. 74.)

Macon Gas Light Company incorporated.

An Act to incorporate the Macon Gas Light and Water Company.

SECTION I. *Be it enacted, etc.*, That Joseph M. Boardman, William B. Johnston, John L. Jones, John J. Gresham, Peter Solomon, Charles A. Nutting, and their associates and successors, are hereby incorporated a body corporate and politic, under the name of and to be known as the "Macon Gas Light and Water Company," and by that name or title shall have power to make, adopt and use a common seal, or to alter the same at pleasure; to make and execute such by-laws and regulations, not repugnant to or in conflict with the laws of this State or United States, as they may deem necessary or convenient for their government and the transaction of their business; to have succession of members and officers for thirty years; to sue and be sued, to plead and be impleaded, in any court of law or equity; to purchase, receive and hold lands, tenements, goods and chattels, and the same to sell, convey and assign at pleasure, and generally to have, exercise and enjoy all such rights and privileges, and be subject to all such liabilities, as are incident to bodies politic and corporate. Corporators. Name, powers, etc.

SEC. II. *Be it further enacted*, That the said Macon Gas Light and Water Company shall have full power and authority to make, manufacture and sell gas, to be made of coal, resin, wood, or other materials, for lighting streets, public and private buildings, and other places in the city of Macon and adjacent environs; and shall be and are hereby authorized and empowered to excavate and lay down, in any and all of the streets, lanes, avenues, alleys, squares, highways and public grounds of said city, and its environs, gas and water pipes, and other apparatus for conducting gas and water through the same: *Provided*, that the public track shall at no time be unnecessarily interrupted or impeded by excavation, laying down or erection thereof, but all such places shall be left in as good condition as they were before the laying down of such pipes, conductors or other apparatus. Object, rights, etc. Proviso.

SEC. III. *Be it further enacted*, That the capital stock of the said Macon Gas Light and Water Company shall be seventy-five thousand dollars, with the privilege of increasing or decreasing the same at the pleasure of the Board of Directors—due notice of said increase or decrease being given by publication in a public gazette in the city of Macon; and that the capital stock may be divided into shares of such amounts as may best suit the convenience and interest of said company, to be directed by the Board of Directors, and such shares shall only be transferable on the transfer book of the company, and until such transfer is regularly made thereon, shall be held, bound, and be liable for all debts due to the corporation by theholder or owner thereof; and by order of the Direc- Capital stock. Shares. How transferred.

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Liable for debts of stockholder

tors, in conformity to such by-laws as the stockholders or Directors may adopt in relation thereto, may be sold at public auction for the purpose of paying any debt or debts due by the individual stockholder to the company, they accounting to such stockholder for any surplus of the proceeds of such sale remaining after the payment of such debt or debts.

May erect water works

SEC. IV. *Be it further enacted*, That the said Macon Gas Light and Water Company shall have the authority to erect water works; to buy or lease any water privileges in or about the city of Macon or its environs; to lay down pipes and conduits, erect or build reservoirs and fountains, supply the Fire Department, the citizens in their residences and otherwise, and charge for the same such rates or rents as may be deemed proper by said company for said service rendered.

Directors and President—election of

SEC. V. *Be it further enacted*, That the affairs of said company shall be managed by a Board of five Directors, to be elected annually on such a day as may be designated by the by-laws of the company, and of whom one shall be elected to preside over the board, to be known as and to discharge the duties of President of said corporation; and that at all elections of Directors, and in all meetings of the stockholders, each stockholder shall be entitled to one vote for each share of stock standing in his or her name, and the said stock may be represented by the attorney or proxy of the stockholder; and that at any time an election of Directors should not take place on the day appointed by the by-laws, the Directors previously elected shall continue to exercise, as heretofore, the functions of their office until others are elected in conformity to the by-laws; and should any vacancy occur in the Board of Directors, the remaining Directors, or a majority of them, shall have the authority to fill the said vacancy until the next annual meeting of the stockholders.

Apportionment of votes

Vacancies

Injuries to company's property

SEC. VI. *Be it further enacted*, That if any person or persons shall wilfully do, or cause to be done, any act or acts whereby to injure any pipe, conductor, cock, meter, fixture, part or parcel whatever appertaining to the said Macon Gas Light and Water Company, whereby the same may be stopped, obstructed, or made to waste in any manner, to the injury of the company, such person or persons so offending shall be considered guilty of, and shall be indicted for, a misdemeanor, and, being thereof duly convicted, shall be punished as prescribed in section 4310 of the Code of Georgia.

Offenders—how punished

This charter in lieu of previous one

SEC. VII. *Be it further enacted*, That the present Macon Gas Light Company may have the privilege, and are hereby authorized, through their Board of Directors, to accept this charter and conduct their business under its provisions, in lieu of their present charter and organization.

SEC. VIII. Repeals conflicting laws.

Approved February 17, 1876.

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