

# MAINE STATE LEGISLATURE

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# Sixty-Fifth Legislature.

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HOUSE.

No. 222.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED  
AND NINETY-ONE.

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AN ACT to incorporate the Southern Maine Telephone and  
Telegraph Company.

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

SECTION 1. Frank W. Dana, William Dickey, C. I.  
2 Barker, John N. Wood, E. W. Gross, W. H. Miles,  
3 Chas. Gay, W. E. Riker and F. L. Hoyt, their associates,  
4 successors and assigns, are hereby created a body corporate,  
5 by the name of The Southern Maine Telephone and Tele-  
6 graph Company, with all the rights and privileges, and  
7 subject to all the duties provided by the general laws of  
8 this State relating to corporations, with power by that  
9 name to carry on the business of practical telephonic and  
10 telegraphic communication, within the territory herein-  
11 after described, by proper methods; and, in the prose-

12 cution of said business, to locate, construct, maintain and  
13 operate, molecular, acoustic, magnetic and electric, tele-  
14 phone and telegraph lines; to sue and to be sued, to have  
15 a common seal, to pass by-laws and regulations for the  
16 management of their affair, not inconsistent with the laws  
17 of the State of Maine, to do and perform any and all other  
18 lawful acts incident to corporations of a similar character.  
19 Said company shall have the right to locate and construct  
20 its lines upon and along any public highway, bridge or  
21 private land, or along and upon the line of any railroad,  
22 and carry on said business, in, through and about, all the  
23 towns and cities in Androscoggin, Cumberland and York  
24 counties, in such manner as not to incommode or endanger  
25 the customary public use thereof; and the company may  
26 cut down any trees standing within the limits of any high-  
27 way except ornamental, fruit or shade trees, when  
28 necessary for the erection, use or safety, of its lines.

SECT. 2. Said corporation is hereby authorized to con-  
2 struct, maintain and operate telephone and telegraph lines  
3 throughout the length and breadth of Androscoggin, Cum-  
4 berland and York counties, with as many wires and  
5 branches as they may see fit, commencing and terminating  
6 at such point or points, as they may select hereafter,  
7 within the limits aforesaid, and subject to the provisions  
8 of chapter three hundred and seventy-eight of the public  
9 laws of eighteen hundred and eighty-five and with the  
10 power to establish and collect tolls.

SECT. 3. Said corporation is hereby authorized and  
2 empowered to connect its line or lines with those of any  
3 other telephone or telegraph company or corporation, to  
4 sell or lease its line or lines and other property in whole

5 or in part, either before or after completion, to any person  
6 or persons, or to any other telephone or telegraph com-  
7 pany or corporation, upon such terms as may be agreed  
8 upon by the contracting parties; and may purchase or  
9 lease any other line or lines of telephone or telegraph  
10 upon such terms and conditions as may be agreed upon  
11 by the parties thereto.

SECT. 4. Any person or corporation purchasing from  
2 the corporation hereby created, the right to use its tele-  
3 phone for any part or parts of the counties of Andro-  
4 scoggin, Cumberland and York, is hereby invested with  
5 all the powers and privileges by this act conferred upon  
6 the Southern Maine Telephone & Telegraph Company,  
7 subject to all duties and liabilities hereby imposed in said  
8 part or parts of said county of Androscoggin, Cumberland  
9 and York; and the said corporation is hereby authorized  
10 to assign and transfer so much of the franchise hereby  
11 granted, as may be necessary for the purpose of this  
12 section.

SECT. 5. Said corporation shall have the right to erect  
2 and construct the posts, piers, abutments and other fix-  
3 tures necessary, to sustain the wires of its lines upon,  
4 along and across any public way, road, street, bridge or  
5 private land, or along, upon and across the line of any  
6 railroad, in such manner as not to incommode or endanger  
7 the customary public use thereof; first having obtained  
8 the consent of the municipal officers of any city or town  
9 where these lines are to be built, and subject to the pro-  
10 visions of chapter three hundred and seventy-eight of the  
11 public laws of eighteen hundred and eighty-five.

SECT. 6. The municipal officers of a place in which the  
2 said posts, piers, abutments and fixtures, are to be erected  
3 shall, on written application, specify where the same may  
4 be located.

SECT. 7. The capital stock of said company shall be of  
2 such an amount as the stockholders may determine, not  
3 exceeding fifty thousand dollars; and it may purchase,  
4 hold and dispose of, such real and personal estate, as may  
5 be necessary for the corporate purposes, not exceeding fifty  
6 thousand dollars, and shall have power by agreement with  
7 other persons or bodies corporate, to connect its lines with  
8 other telephone or telegraph line, within or without the  
9 State.

SECT. 8. If the land of any individual or corporation is  
2 taken under this act, and the parties cannot agree on the  
3 damages occasioned thereby, they shall be estimated,  
4 secured and paid, in the manner provided in case of land  
5 taken for railroads.

SECT. 9. Any one of the incorporators named in this act,  
2 may call the first meeting of the corporation, for organiza-  
3 tion, by mailing a written notice, signed by him, to each of  
4 the other incorporators, seven days at least, before the day  
5 of the meeting, naming the time, place and purposes of  
6 such meeting; and at such meeting by-laws may be adopted,  
7 the amount of capital stock fixed and any other corporate  
8 business transacted.

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

STATE OF MAINE.

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HOUSE OF REPRESENTATIVES. }  
March 9, 1891. }

Tabled, pending first reading, by Mr. SAVAGE of Auburn, and ordered  
printed.

W. S. COTTON, *Clerk.*