

MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE,

DURING THE SESSION

A. D. 1891.



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1892.

Sixty-Fifth Legislature.

SENATE.

No. 31.

STATE OF MAINE.

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

AN ACT in relation to Consolidated Electric Light Company of Maine.

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

SECTION 1. Consolidated Electric Light Com-
2 pany of Maine, a corporation created and existing
3 under the general laws of the State of Maine, is
4 hereby authorized and empowered to purchase the
5 property, rights, franchise, privileges and immuni-
6 ties of any gas or electric light company now or
7 hereafter existing in any town or city in the county
8 of Cumberland, upon such terms and conditions as
9 may be mutually agreed upon; and upon such

10 purchase and a transfer and conveyance of same
11 to said Consolidated Electric Light Company of
12 Maine, it shall succeed to and enjoy all the rights,
13 privileges and immunities now enjoyed by, belong-
14 ing to, or hereafter granted to, any such gas or
15 electric light company.

SECT. 2. The said company is hereby authorized
2 to make contracts with the United States, the
3 State, and with corporations and inhabitants of
4 any city or town, for the purpose of supplying
5 light, heat and power as contemplated by this act
6 and by the purposes of said corporation; and the
7 said towns or either of them, through their select-
8 men, or any city, through its city council, are
9 hereby authorized to enter into contracts with said
10 company for such purposes, from time to time, as
11 they may deem expedient.

SECT. 3. The said company shall be liable in all
2 cases to repay said towns all sums of money that
3 they or either of them may be obliged to pay on
4 any judgment recovered against them or either of
5 them for damages occasioned by any obstruction
6 or taking up or displacement of any street or way
7 by said company, provided, however, that said
8 company shall have notice of any suit wherein

9 such damages are claimed, and shall be allowed to
10 defend the same at its own expense.

SECT. 4. The said company is hereby authorized
2 to lay down and maintain in, under, through,
3 along and across the highways, ways, streets,
4 railroads and bridges in the county of Cumber-
5 land, and to take up, replace and repair all such
6 pipes and fixtures, and to erect and maintain such
7 posts, wires and other fixtures as may be necessary
8 for the objects of its incorporation, and may enter
9 upon and dig up any road, street or way in said
10 county of Cumberland, for the purpose aforesaid,
11 with as little obstruction to public travel as may
12 be practicable, and may do such other necessary
13 and proper acts as may be required for the com-
14 pletion and maintenance of its works, provided,
15 that said company shall, without unnecessary
16 delay, from time to time, as may be required,
17 repair all highways, streets and ways in every part
18 where they shall have been entered upon and dug
19 up, and restore the same to a proper condition at
20 its own expense, and to the satisfaction of the
21 selectmen of said towns or the commissioners of
22 said county, where said highways, streets and
23 ways are located.

SECT. 5. Said company is authorized and em-
2 powered, for the purpose of carrying on the busi-
3 ness of lighting by electricity, cities, towns,
4 villages, public streets, parks, buildings and
5 places, private houses, manufactories, places of
6 business, worship and amusement, cars, steam-
7 boats and vessels, in said county of Cumberland;
8 and the business of furnishing motive power by
9 electricity within said places and limits; and the
10 business of manufacturing and proving machinery,
11 apparatus and appurtenances for the supply of said
12 light and said power; to acquire, hold and alienate
13 real and personal estate to the amount of the capi-
14 tal stock of said corporation; to purchase, hold,
15 sell and use the stock and bonds of other corpora-
16 tions organized or incorporated to do a business
17 similar to its own; to build and operate manufac-
18 tories and works for the providing and supply of
19 electricity; to construct, lay, maintain and operate
20 lines of wire or other material for the transmission
21 of electricity, submarine, underground, upon, under
22 and along and over any and all streets, ways and
23 public places in such manner as not to endanger
24 the appropriate public use thereof, railroads,
25 bridges, canals and lands and buildings of any

26 individuals, society or corporation, with all neces-
27 sary posts, pipes, supports and appurtenances,
28 and terminating at such points as may be expedi-
29 ent; and to confer this power upon licensees of
30 said company who shall be deemed agents of said
31 company for said purposes, but said company shall
32 not be liable for the torts or negligence of such
33 licensees, nor upon contracts made by them,
34 except as mutually agreed by said company and
35 its licensees.

SECT. 6. For the erecting said wires above
2 ground, and for the laying the same, or pipes
3 therefor, submarine or underground, and for taking
4 up, replacing and repairing the same, said company
5 or its licensees in any city or town shall first obtain
6 the consent of the municipal officers thereof, and
7 perform said acts as directed by them; and said
8 company or its licensees in any city or town shall
9 repay to any city or town any sum of money which
10 such city or town may have been compelled to pay
11 on any judgment for any damage occasioned by
12 the aforesaid doings of said company or its licensees
13 through defect or want of repair in the streets
14 thereof.

SECT. 7. Said company or its licensees in any
2 city or town shall, at their own expense, without

3 unnecessary delay, remove any obstructions in any
4 street, made for erecting or laying the lines for
5 such purposes, and cause earth or pavements dis-
6 turbed to be properly replaced. They shall not be
7 allowed to obstruct or impair the use of any public
8 or private drain, pipe or sewer, but may cross, or,
9 when necessary, change the direction of any pri-
10 vate pipe, drain or sewer in such manner as not to
11 obstruct or impair the use thereof, being responsible
12 to the owner or other person for any injury occa-
13 sioned thereby, in an action on the case.

SECT. 8. Said company may secure its notes,
2 bonds, or other evidences of indebtedness by mort-
3 gage upon its franchise and property in such
4 amount as may be required for the purposes of said
5 corporation, not exceeding the amount of its capital
6 stock.

SECT. 9. This act shall take effect when approved.

STATE OF MAINE.

IN SENATE, February 3, 1891.

On motion by Mr. MALLET of Cumberland, laid on table to be printed,
pending reference to Committee on the Judiciary in concurrence.

KENDALL M. DUNBAR, *Secretary.*