

MAINE STATE LEGISLATURE

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Seventieth Legislature.

HOUSE.

No. 261

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND ONE.

AN ACT to incorporate the Winthrop Electric Light and
Power Company.

*To the Honorable Senate and House of Representatives, in
Legislature assembled:*

Section 1. L. T. Carleton, L. B. Jones, W. A. Whit-
2 ing and H. E. Foster, their associates, successors and
3 assigns, are hereby made a body corporate by the name
4 of the Winthrop Electric Light and Power Company, with
5 all the powers, rights and privileges, and subject to all the
6 duties and obligations conferred and imposed on corpora-
7 tions by law, except as otherwise provided herein.

Sect. 2. Said company is authorized and empowered to
2 carry on the business of lighting by electricity such public
3 streets in the town of Winthrop, and such buildings and

4 places therein, public and private, as may be agreed upon
5 by said corporation and the owners or those having con-
6 trol of such places to be lighted; and may furnish motive
7 power by electricity within the limits of said town of
8 Winthrop; and may build and operate manufactories and
9 works for the providing and supplying of electricity and
10 light and power, and may contract with any other electric
11 light and power company for the same purpose; and may
12 lease, purchase and hold real and personal estate for the
13 proper objects of the corporation, to the amount of ten
14 thousand dollars, and to construct, lay, maintain and
15 operate lines of wire or other material for the transmission
16 of electricity, submarine, under ground, upon, under and
17 along and over any and all streets and ways under the
18 direction of the municipal officers of said Winthrop; and
19 in public places in such a manner as not to endanger the
20 appropriate public use thereof, and to establish and main-
21 tain, under direction of said municipal officers, all neces-
22 sary posts, pipes, supports and appurtenances, and
23 terminating at such points as may be expedient.

Sect. 3. For the erecting said wires above ground and
2 for laying the same, or pipes thereof, submarine or under
3 ground, and for taking up, replacing and repairing the
4 same, said company shall first obtain the consent of the
5 municipal officers of said town, and perform all acts as
6 directed by said municipal officers; and said company shall
7 repay to said Winthrop any sum which said town may
8 have been compelled to pay on any judgment for any
9 damages caused by a defect or want of repair in the streets
10 or ways thereof, due to the neglect of said company, or on
11 any judgment for damages caused by the negligence of

12 said company in the erecting and maintaining of any posts,
13 wires or appurtenances connected with said business.

Sect. 4. Said company, at its own expense, without
2 unnecessary delay, shall remove any and all obstructions
3 in any street or way, made in erecting or laying the lines
4 for such purposes, and cause earth disturbed to be properly
5 replaced. It shall not be allowed to obstruct or impair
6 the use of any public or private drain, or gas pipe, or
7 sewer, telegraph or telephone wire, but may cross, or
8 when necessary, change the direction of any private wire
9 or pipe, drain or sewer, in such manner as not to obstruct
10 or impair the use thereof, being responsible to the owner
11 or other person for any injury occasioned thereby, in an
12 action on the case.

Sect. 5. Damages for any land taken for the purposes
2 of erecting or laying said lines, if the parties cannot agree,
3 shall be estimated, secured and paid as in the case of lands
4 taken for railroads.

Sect. 6. Nothing contained in this act shall be construed
2 to affect or diminish the liability of said corporation for
3 any injury to private property, by depreciating the value
4 thereof or otherwise, but any legal remedies existing shall
5 continue. The selectmen of said Winthrop, for the time
6 being, shall at all times, have the power to regulate and
7 control the acts and doings of said corporation, which may
8 in any manner affect the health or safety, or become a
9 nuisance to the inhabitants of said town.

Sect. 7. The capital stock of said company shall not
2 exceed ten thousand dollars, divided into shares of fifty
3 dollars each.

Sect. 8. Said company is hereby authorized to issue
2 bonds for the construction of its works upon such rates
3 and time, and to such amount as it may deem necessary,
4 not to exceed ten thousand dollars in all, and not to ex-
5 ceed the amount of capital stock subscribed for, and to
6 secure the same by mortgage or deed of trust upon its
7 franchise and property.

Sect. 9. Manufactories and other business corporations
2 doing business in said Winthrop are hereby authorized to
3 subscribe and hold stock in said company.

Sect. 10. Any two of the corporators named in this act
2 may call the first meeting of the corporation by mailing a
3 written notice, signed by both, postage paid, to each of
4 the corporators seven days at least before the day of the
5 meeting, naming the time, place and purpose of said meet-
6 ing: a president, secretary and directors may be chosen,
7 by-laws adopted, and any corporate business transacted.

Sect. 11. This act may be accepted at any regular meet-
2 ing of said association by a majority of the members
3 present.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES,

AUGUSTA, March 1, 1901.

Reported by Mr. CARLETON of Winthrop, from Committee on
the Judiciary, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*