

MAINE STATE LEGISLATURE

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NEW DRAFT.

Seventy-first Legislature.

SENATE.

No. 169

STATE OF MAINE.

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

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

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

Section 1. George G. Hatch, Joseph D. Eaton, John
2 Rankin, Freeman E. Rankin, George H. Littlefield and
3 Joseph H. Littlefield, their associates, successors and assigns,
4 are hereby made a body corporate by the name of the Wells
5 Electric Light and Power Company, with all the powers,
6 rights and privileges, and subject to all the duties and obli-
7 gations conferred and imposed on corporations by law, except
8 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 of the town of Wells, and such buildings and places

4 therein, public and private, as may be agreed upon by said
5 corporation and the owners or those having control of such
6 places to be lighted; and may furnish motive power by elec-
7 tricity within the limits of said town of Wells; and may build
8 and operate manufactories and works for the providing and
9 supplying of electricity and light and power, and may lease,
10 purchase and hold real and personal estate for the proper
11 objects of the corporation, and to construct, lay, maintain
12 and operate lines of wire or other material for the trans-
13 mission of electricity, submarine, under ground, upon, under
14 and along and over any and all streets and ways under the
15 direction of the municipal officers of said Wells; and in
16 public places in such a manner as not to endanger the appro-
17 priate public use thereof, and to establish and maintain, under
18 direction of said municipal officers, all necessary posts, pipes,
19 supports and appurtenances, and terminating at such points
20 as may be expedient.

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

Sect. 4. Said company, at its own expense, without unnec-
2 essary delay, shall remove any and all obstructions in any
3 street or way, made in erecting or laying the lines for such
4 purposes, and cause earth disturbed to be properly replaced.

5 It shall not be allowed to obstruct or impair the use of any
6 public or private drain, or gas pipe, or sewer, telegraph or
7 telephone wire, but may cross, or when necessary, change
8 the direction of any private wire or pipe, drain or sewer, in
9 such manner as not to obstruct or impair the use thereof,
10 being responsible to the owner or other person for any injury
11 occasioned thereby, in an action on the case.

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

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

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

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

Sect. 9. Manufactories and other business corporations
2 doing business in said Wells are hereby authorized to sub-
3 scribe for 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 the
4 corporators, seven days at least before the day of the meeting,
5 naming the time, place and purpose of said meeting; a presi-
6 dent, secretary and directors may be chosen, by-laws adopted,
7 and any corporate business transacted.

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

Sect. 12. This act shall take effect when approved.

STATE OF MAINE.

IN SENATE, March 5, 1903.

Reported by Mr. PIERCE from Committee on Legal Affairs, and laid
on table to be printed under joint rules.

KENDALL, M. DUNBAR, *Secretary.*