

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

NEW DRAFT.

SEVENTY-THIRD LEGISLATURE

HOUSE.

No. 399

STATE OF MAINE.

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

AN ACT to incorporate the Cumberland County Power and
Light Company.

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

Section 1. Newell T. Fogg, Thomas Leigh, George A.
2 Goodwin, C. E. Mitchell and Scott Wilson, their associates,
3 successors and assigns are hereby made a body corporate by
4 the name of Cumberland County Power and Light Com-
5 pany, with all the powers, rights and privileges subject to all
6 the duties and obligations conferred and imposed on corpora-
7 tions organized to sell, distribute and supply electricity for

8 light, heat and power under the general laws of the state,
9 except as otherwise provided herein.

Sect. 2. Said corporation is hereby authorized and empow-
2 ered to manufacture, transmit, distribute and furnish elec-
3 tricity and gas for light, heat and power and for any other
4 purpose, within the counties of York and Cumberland in the
5 state of Maine, except in the town of Sanford in said county
6 of York and in the town of Bridgton in the county of Cum-
7 berland, and to sell and supply the same for any of said pur-
8 poses to any railroad or street railroad, person or corporation,
9 or to any town, city, district or county within said territory
10 except in said towns of Sanford and Bridgton, which said
11 railroads, street railroads, persons, corporations, towns
12 except said towns of Sanford and Bridgton, cities, districts
13 and counties are hereby respectively authorized and empow-
14 ered to contract with said corporation therefor. But no
15 authority is hereby given to sell or distribute electricity for
16 lighting purposes in any town or city in which another per-
17 son or corporation is legally conducting the business of elec-
18 tric lighting or authorized so to do without the consent of
19 such person or corporation.

Sect. 3. The capital stock of said corporation shall be not
2 less than two hundred and fifty thousand dollars nor more
3 than five million dollars, as the stockholders shall from time
4 to time determine, and shall be divided into shares of one
5 hundred dollars each.

Sect. 4. Subject to the limitation contained in section two
2 of this act, said corporation is hereby empowered, for any of

3 the purposes hereinbefore stated, to set poles, extend wires
4 and lay pipes and to maintain and operate the same upon,
5 along, over, across and under the roads and streets within
6 any of the cities and towns in said counties of York and
7 Cumberland, under such reasonable restrictions as may be
8 imposed by the municipal officers of said cities and towns,
9 respectively, subject to the general laws of the state regulat-
10 ing the erection of poles and lines and the laying of pipes and
11 conduits for the purposes of transmission and sale of elec-
12 tricity and gas.

Sect. 5. Said corporation shall have power and authority
2 to acquire by purchase, lease, merger or consolidation all the
3 properties, rights, privileges and franchises of any other
4 public service corporations doing business in said counties of
5 York and Cumberland, and upon the purchase or acquisition
6 of the property, rights, privileges and franchises of such
7 other public service corporations shall have, possess and
8 enjoy all the powers, rights, privileges and franchises speci-
9 fied in the charters or held, possessed or enjoyed by said last
10 named corporations, which are hereby authorized and
11 empowered to lease, or sell and convey their respective
12 properties, rights, privileges and franchises to the corpora-
13 tion hereby incorporated, or to merge or consolidate with said
14 last mentioned corporation.

Said corporation may purchase, hold, sell, assign, transfer,
16 mortgage, pledge or otherwise dispose of the shares of the
17 capital stock of, or any bonds, securities or evidences of

18 indebtedness created by any other corporation or corpora-
19 tions of this or any other state, territory or country, and
20 while owner of such stock may exercise all the rights, powers
21 and privileges of ownership, including the right to vote
22 thereon.

And any other public service corporations doing business in
24 said counties, or either of them, shall have power and author-
25 ity to acquire by purchase or lease all the properties, rights,
26 privileges and franchises of the corporation hereby incorpo-
27 rated, and to exercise the same, if such exercise be incidental
28 to the purposes of such other public service corporation.

And this corporation is hereby authorized and empowered
30 to lease, or sell and convey its properties, rights, privileges
31 and franchises to said other public service corporation, or to
32 merge or consolidate with them.

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

Sect. 7. Said corporation may issue its bonds upon such
2 rates and time as it may deem expedient and in such an
3 amount as may be required for the objects and purposes
4 authorized by this act, and may secure the same by mort-
5 gage upon the franchise and property of said corporation.

Sect. 8. The principal office of said corporation shall be
2 located in the city of Portland in the county of Cumberland,
3 and said corporation may establish such other offices and
4 places of business as it shall deem necessary or convenient in
5 the transaction of its business.

Sect. 9. The first meeting of said corporation may be called
2 by written notice thereof, signed by any two corporators
3 herein named, served upon each corporator by a copy of the
4 same in hand or mailed to him at his last known address,
5 postage paid, at least seven days prior to the day named
6 therein for such meeting.

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

STATE OF MAINE.

HOUSE OF REPRESENTATIVES,

Augusta, March 7, 1907.

Reported by Mr. GOODWIN from Committee on Judiciary, and
ordered printed under joint rules.

E. M. THOMPSON, *Clerk.*