

MAINE STATE LEGISLATURE

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SEVENTY-SIXTH LEGISLATURE

HOUSE

NO. 165

House of Representatives, Feb. 5, 1913.

*Tabled pending reference to a committee, by Mr. Tobey of
Norridgewock, and ordered printed.*

W. R. ROIX, Clerk

STATE OF MAINE

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

AN ACT to incorporate the Farmington-Oakland Interurban.

Be it enacted by the People of the State of Maine, as follows:

Section 1. Elmer E. Richards of Farmington, Maine, O.
2 B. Head, M. D., of New Sharon, Maine, W. H. Doran and
3 C. E. Varney, both of Mercer, Maine, H. L. Sawyer of
4 Smithfield, Maine, Albert L. Kavanagh of Lewiston, Maine,
5 W. L. Walker of Skowhegan, Maine, M. Seretto and
6 George F. Marshall, both of Boston, Massachusetts, their
7 associates, successors and assigns, are hereby made a cor-
8 poration under the name of Farmington-Oakland Interurban,
9 with power to construct, operate and maintain a street rail-
10 road for public use for street traffic for the conveyance of
11 persons and property in the towns of Farmington, New

12 Sharon, Mercer, Smithfield and Oakland, from some con-
13 venient point or points in the town of Farmington to some
14 convenient point or points in the town of Oakland, over
15 and along such streets, roads or ways in said towns, or on
16 private property, or partly on one and partly on the other,
17 as may be approved by the railroad commissioners, and said
18 corporation shall have all the rights and powers and be
19 subject to all the duties and liabilities incident by law to
20 similar corporations; and all of the general laws of the State
21 applicable to street railroad corporations, except as modi-
22 fied by this charter, are hereby made applicable to said cor-
23 poration.

Sect. 2. The capital stock of said corporation shall not
2 exceed three hundred thousand dollars and may be divided
3 into common and preferred stock as said corporation may
4 determine. It may make and ordain such reasonable by-
5 laws, not inconsistent in law, as its business may require.

Sect. 3. Said corporation, its successors or assigns, is
2 hereby authorized and empowered, from time to time, to
3 acquire by purchase, lease, merger, consolidation or other-
4 wise, the lines, property, rights, privileges and franchises of
5 any street railroad company, whose lines, as now or here-
6 after constructed, authorized or acquired, will form con-
7 necting or continuing lines with the lines of said corpo-
8 ration, as now or hereafter constructed, authorized or ac-
9 quired, or the properties, rights, privileges and franchises
10 of any person or company owning any water power, or of

11 any person or company making, generating, selling or dis-
12 tributing gas or electricity, or other motive power, severally
13 upon such terms and conditions as may be agreed upon by
14 the owners or stockholders of said several companies, and
15 subject to the provisions of sections fifty-six to sixty-seven,
16 both inclusive, of chapter forty-seven of the revised stat-
17 utes, and subject also to the rights of all creditors of each
18 and all of said companies; and the power and authority is
19 hereby given to any such company to lease, sell, consolidate,
20 merge or otherwise dispose of its property and franchises
21 to and with said corporation, its successors or assigns. Said
22 corporation shall have power and authority to lease or sell
23 and convey or otherwise dispose of its property, rights,
24 privileges and franchises to any such company, the prop-
25 erty, rights and franchises of which the said corporation,
26 its successors or assigns, is hereby given the right to ac-
27 quire, subject to the same terms and conditions by this act
28 made applicable to the acquisition by said corporation, its
29 successors or assigns, of the property, rights, privileges and
30 franchises of any such company, and in such case any such
31 company is hereby correspondingly authorized and empow-
32 ered to acquire the property, rights, privileges and fran-
33 chises of said corporation.

Sect. 4. Said corporation, its successors or assigns, upon
2 the purchase or acquisition of the properties, rights, privi-
3 leges and franchises of any such company or companies
4 named in section three of this act, shall have, possess and

5 enjoy all the powers, rights, privileges and franchises speci-
6 fied in the charters of or held, possessed or enjoyed by said
7 several companies, the rights, privileges and franchises of
8 which are so purchased or acquired, subject to all the ap-
9 propriate conditions and limitations of such charters and
10 franchises.

Sect. 5. Said corporation, its successors or assigns, may
2 sell or otherwise dispose of any surplus power made or
3 generated at any of its power plants for any and all pur-
4 poses in or to any cities or towns of this state, in which
5 such power plant is located, and the neighboring cities or
6 towns, and for such purposes may erect such poles and
7 string such wires as may be reasonably necessary and
8 proper; provided, however, that it shall not sell or otherwise
9 dispose of such surplus power in or to any city or town in
10 or to which another company, person or firm are making,
11 generating, selling, distributing or supplying, or are author-
12 ized to make, generate, sell, distribute or supply gas or
13 electricity, or both, unless and until it shall obtain the con-
14 sent of such other company, person or firm.

Sect. 6. Said corporation, its successors or assigns, is
2 hereby authorized and empowered to issue its bonds, from
3 time to time, as part of the purchase price of and for the
4 purpose of providing means with which to pay for the
5 properties, rights, privileges and franchises which it is
6 hereby authorized to acquire, to pay its debts and the debts
7 of the several companies, the properties, rights, privileges

8 and franchises of which it may acquire under the authority
9 herein and hereby conferred, to improve or add to its prop-
10 erties, and to raise such funds as may be required in the
11 conduct of its business, and to secure the same by appropri-
12 ate mortgages upon all or any part of its properties, rights,
13 privileges and franchises now possessed or hereafter ac-
14 quired. It, or its successors or assigns, may likewise issue
15 its stock and bonds in payment and exchange for the stock,
16 bonds, properties, rights, privileges and franchises of any
17 corporation making any transfer under this act in such
18 manner and in such amounts as may be agreed upon, sub-
19 ject to the approval of the railroad commissioners.

Sect. 7. Said corporation, its successors or assigns, may
2 purchase, hold, sell, assign, transfer, mortgage, pledge or
3 otherwise dispose of the shares of capital stock of, or any
4 bonds, securities or evidences of indebtedness of any com-
5 pany mentioned or described in section three of this act,
6 or of any company, the purposes, business or operations of
7 which are incidental or germane to or connected with the
8 purposes, business or operations of this corporation, and
9 while owners of such stock may exercise all the rights,
10 powers and privileges of ownership, including the right to
11 vote thereon.

Sect. 8. Said corporation may lease, purchase, receive, let,
2 dispose of and hold any such real and personal estate as
3 may be necessary or convenient for the purposes of its
4 business.

Sect. 9. Said corporation may guarantee the bonds or
2 other obligations of any company or companies, the prop-
3 erty and franchises of which it shall have purchased or
4 leased, or the stock a majority of which it shall have ac-
5 quired.

Sect. 10. Said corporation is authorized to make connec-
2 tion with the line of the Waterville and Oakland Street
3 Railway, in accordance with the provisions of section twen-
4 ty-one of chapter fifty-three of the Revised Statutes, and
5 to contract with said Waterville and Oakland Street Rail-
6 way for the interchange of cars and for running rights,
7 on such terms and in such manner as may be mutually
8 agreed upon between the parties; or if they shall not agree,
9 to be determined by the railroad commissioners upon ap-
10 plication, notice and hearing therefor.

Sect. 11. Said corporation is authorized to make such
2 connections with the lines of the Maine Central Railroad
3 Company as may be mutually agreed upon, and to contract
4 with the company or companies owning or controlling said
5 line, for such interchange of cars as may be deemed proper.