

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

AUGUSTA:
SPRAGUE & SON, PRINTERS TO THE STATE.
1887.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1889.

in aid of the purposes specified in said act and amendments, and to secure the same by a mortgage of its franchises and property.

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

Approved February 23, 1889.

Chapter 419.

An Act to incorporate Persian Railway.

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

SECT. 1. Francis H. Clergue, Melville H. Wardwell and John R. Mason, their associates, successors and assigns, are hereby constituted a body corporate and politic, by the name of Persian Railway ; by this name may sue and be sued, plead and be impleaded ; shall have and enjoy all proper remedies at law and in equity to secure and protect them in the exercise of the rights and privileges hereinafter granted, and to prevent all invasions thereof and interruptions in the exercise and enjoyment of the same ; and shall have all the powers, rights and privileges, and be subject to all the duties and obligations as empowered or restricted by the government of Persia hereinafter named, and not otherwise except as hereinafter mentioned.

Corporators.

Corporate name

—powers and privileges.

SECT. 2. Said corporation shall have the power being first thereto authorized by the government of Persia.

Powers, how restricted.

I. To locate, construct, complete, alter and keep in repair, and equip with all proper rolling stock, and operate a railway or railways, to be operated by steam, electric, or other power, within the country of Persia, each with one or more sets of tracks, with all suitable bridges, tunnels, viaducts, turn-outs, culverts, drains, stations, shops, buildings, and all other necessary appendages.

Authorized to operate a railway in Persia.

II. To build, purchase or hire, and operate, steamships, steamboats, or other vessels, and to establish, maintain, and operate steamship, steamboat and sailing vessel lines between the ports of any countries, and carry on any manufacturing, mercantile, industrial or commercial affairs, and any business necessary, incident or convenient to any of the foregoing purposes in any place or country.

—build steamships.

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—collect tolls.

III. To charge and collect fares and tolls for the transportation of passengers and freight carried by any of the means specified in parts one and two of this section.

—construct telegraph lines.

IV. To construct and maintain telegraph lines and plants and electric lighting lines and plants in Persia, of such description as may be necessary or convenient to the uses of said corporation, and to operate the same for its own uses, and for the use of others for pay.

—telephone lines.

V. To construct and maintain telephone lines and plants in Persia on any part of its land, road, branches and extensions, and operate the same for its own uses, and for the use of others for pay.

—hold real estate

VI. To take, and to receive by grant, gift or purchase, and hold real, personal and mixed property as may be beneficial convenient or necessary for any of the purposes mentioned in this act, and to administer government, enact laws and regulations, and to enforce the same in such lands and territories as may be especially granted to said corporation.

—enact laws.

—issue stock, and mortgage property.

VII. To issue stock, bonds, notes, scrip, certificates or securities in any form, manner and amount as may be determined by the directors of said corporation to be necessary or convenient for the purposes of said corporation, and to mortgage its railways, lands, property, rights, privileges and franchises, then possessed or thereafter to be acquired by said corporation, to secure payment of the same.

—operate mines.

VIII. To operate mines on any of its lands in Persia.

—general powers.

IX. To have and exercise all the powers, privileges and immunities which are or may be necessary to carry into effect the objects and purposes of this act, so far as this legislature has power to grant the same.

SECT. 3. Said corporation shall also have the power ;

Authorized to hold meetings, and keep records, in any place.

—proviso.

I. To hold all meetings of stockholders and directors, except the meeting for organization, and to keep all its records, in any place or country ; provided, however, that said corporation shall keep at some place in this state an assistant secretary, to whom sworn copies of such parts of all said records as may be required shall be made by the proper officer or officers of said corporation, when thereto required ; and provided, also, that service of legal process against said corporation may be made upon said assistant secretary, resident in this state, and shall be binding upon said corporation.

II. To establish and maintain agencies in any place or country.

—establish agencies.

SECT. 4. The capital stock of said corporation shall be fixed at such sum as may be permitted by the government of Persia, and shall be divided into shares of twenty pounds, British sterling, each, par value. It may be increased or diminished by vote of the directors at any time within the limits as decreed by the government of Persia, and the secretary of said corporation shall file with the secretary of state a certified copy of all proceedings had in fixing, increasing or diminishing, the amount of the capital stock, within thirty days after such proceedings are taken. Any part of the capital stock may be preferred in dividends by vote of the directors, and the part preferred shall be so designated on its face. Said capital stock may be sold in such manner and for such prices as the directors may from time to time determine, and may be paid and delivered over in settlement of bills for labor, supplies or other debts of said corporation.

Capital stock.

—preferred stock.

SECT. 5. Any one of the persons named in the first section of this act is hereby authorized to call the first meeting of this corporation for the choice of directors and organization, by giving notice to each of the persons named in said section, by letter deposited in the post office, properly addressed, at least seven days before the time mentioned in such notice, and stating the time, place and purposes of such meeting.

First meeting, how called.

SECT. 6. The government and direction of the affairs of said corporation shall be vested in five or more directors, who shall be chosen annually by the stockholders from their number except as hereinafter provided, and who shall hold their offices until others have been chosen in their place; a majority of the directors shall form a quorum for the transaction of business; they shall elect one of their number to be president of the corporation, and one to be vice president, and shall have authority to choose a secretary who shall be sworn to the faithful discharge of his duty, and a treasurer who shall be sworn, and also give bonds to the corporation, with sureties to the satisfaction of the directors; and they shall have power to fill vacancies in their own board by appointment, such appointees to hold office until the next annual meeting of the stockholders; they may delegate to any officer the powers and authority of the full board; and

Directors, how chosen.

—tenure.

—quorum.

—officers, election of.

—vacancies.

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they may appoint such other officials, agents and employes, as to them may seem to be for the best interests of the corporation; any director may delegate his authority as such to any other director to vote for him at any meeting.

By-laws.

SECT. 7. A code of by-laws not inconsistent with the constitution or laws of this state, may be adopted by the stockholders for the regulation of all other affairs of the corporation.

SECT. 8. This act shall take effect when approved.

Approved February 23, 1889.

Chapter 420.

An Act to incorporate the New Portland and Eustis Telephone and Telegraph Company.

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

Corporators.

SECT. 1. J. P. Clark, Josiah Chase, William H. Stevens, B. F. Bartlett, Charles H. Clark, D. H. Knowles, E. P. Viles, H. W. Kennison, S. A. Parsons, G. A. Hewett and William M. Shaw, their associates, successors and assigns, are hereby created a body politic by the name of New Portland and Eustis Telephone and Telegraph Company, with all the powers, rights, and privileges, and subject to all the duties and obligations granted and prescribed by the general laws of this state relating to corporations. Said corporation shall have the right to locate, construct, maintain, and operate, lines of telephone and telegraph from some point in the town of Anson, through Embden, New Portland, Lexington, Highland, Dead River, and Flagstaff, in Somerset county, to some point in Eustis, in Franklin county.

Corporate name.

—powers.

—route.

Authorized to locate line along public way, etc.

SECT. 2. Said company shall have the right within the limits aforesaid, to locate, construct and maintain its lines upon and along any public way, bridge, or private lands, but in such manner as not to incommode or endanger the customary use of such way, road or bridge, with the right to cut down trees, remove obstacles where necessary within the limits aforesaid, except ornamental, fruit or shade trees, and with the power to establish and collect tolls on said line.

—remove obstacles.

—tolls.

Damages, how estimated.

SECT. 3. If the land of any individual or corporation is taken under this act and the parties cannot agree on the damages occasioned thereby, they shall be estimated, secured