

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

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

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

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## SIXTY-FOURTH LEGISLATURE

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1889.

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CHAP. 436**Chapter 436.**

An Act to prohibit fishing in Royal's River and tributaries in the town of New Gloucester.

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

Taking fish in New Gloucester, prohibited for six years.

SECT. 1. Fishing or taking fish from Royal's river and its tributaries in the town of New Gloucester, between Sabbath day pond and Jordan's Mills in said New Gloucester, is prohibited for the space of six years.

Penalty for violation.

SECT. 2. Any person violating the provisions of the first section of this act, shall be punished by fine not exceeding ten dollars and one dollar for each fish caught.

Approved February 26, 1889.

**Chapter 437.**

An Act to incorporate the Thomaston and Warren Electric Light and Power Company.

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

Corporators.

SECT. 1. C. W. Stimpson, H. C. Levensaler, E. K. O'Brien, J. C. Levensaler, William E. Vinal, Thomas A. Carr, B. W. Counce, S. W. Masters, W. O. Masters, E. E. O'Brien, Atwood Levensaler, J. H. H. Hewitt, J. E. Moore, J. A. Creighton, William H. Hatch, Levi Seavey, Edward O. Burgess, Niven C. Mehan, all of Thomaston, and Joseph N. Vinal, M. R. Mathews, Thomas Walker, J. M. Studley and W. H. Hodgman of Warren, in Knox county, and F. A. Alden of Union, their associates, successors and assigns, are hereby constituted a body politic and corporate by the name of the Thomaston and Warren Electric Light and Power Company, and generally it shall have all the powers and be subject to all the liabilities of corporations, as provided in chapter forty-six of the Revised Statutes, and other laws of this state relating to corporations, so far as applicable, and subject to the provisions of this act.

Corporate name.

Authorized to light streets by electricity.

SECT. 2. Said company is authorized and empowered to carry on the business of lighting by electricity, such public streets of the towns of Thomaston and Warren, and the other towns and city in the county of Knox, and such buildings and places therein, public and private, as may be agreed

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upon by said corporation and the owners or those having control of such places to be lighted; and may furnish motive power by electricity within said city and towns and limits; and may build and operate manufactories and works for the providing and supplying of electricity and light and power, and may lease, purchase and hold real and personal estate for the proper objects of the corporation, to the amount of fifty thousand dollars; and to construct, lay, maintain and operate lines of wire or other material for the transmission of electricity, submarine, under ground, upon, under and along and over any and all streets, ways and bridges, under the direction of the municipal officers of said city and towns, respectively; and in public places in such a manner as not to endanger the appropriate public use thereof, and to establish and maintain, under direction of said municipal officers, all necessary posts, pipes, supports and appurtenances and terminating at such points as may be expedient.

—furnish motive power.

—hold real estate.

—construct lines on all streets, under direction of municipal officers.

SECT. 3. For the erecting said wires above ground and for laying the same, or pipes therefor, submarine or underground, and for taking up, replacing and repairing the same, said company shall first obtain the consent of the municipal officers of said city or towns, and perform all said acts as directed by said municipal officers; and said company shall repay to any city or town any sum which such city or town may have been compelled to pay on any judgment for any damages caused by a defect or want of repair in the streets thereof, due to the neglect of said company, or on any judgment for damages caused by the negligence of said company in the erecting and maintaining of any posts, wires or appurtenances connected with said business.

Shall first obtain consent of municipal officers before erecting wires.

Liability for damages.

SECT. 4. Said company, at its own expense, without unnecessary delay, shall remove any and all obstructions in any street, made in erecting or laying the lines for such purposes, and cause earth or pavements disturbed to be properly replaced. It shall not be allowed to obstruct or impair the use of any public or private drain, or gas pipe, or sewer, telegraph or telephone wire, but may cross, or, when necessary, change the direction of any private wire or pipe, drain or sewer, in such manner as not to obstruct or impair the use thereof, being responsible to the owner or other

Shall not obstruct streets etc

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person for any injury occasioned thereby, in an action on the case.

Land damages, how estimated.

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

Depreciation of values shall not diminish liability.

SECT. 6. Nothing contained in this act shall be construed to affect or diminish the liability of said corporation for any injury to private property, by depreciating the value thereof or otherwise, but any legal remedies existing shall continue.

Municipal officers may control acts affecting public health and safety.

SECT. 7. The municipal authorities of the city and the selectmen of said towns, for the time being, shall, at all times, have the power to regulate and control the acts and doings of said corporation, which may in any manner affect the health or safety, or become a nuisance to the inhabitants of said city or towns.

Capital stock.

SECT. 8. The capital stock of said company shall not be less than ten thousand dollars, divided into shares of one hundred dollars each, which may, by vote of said company, be increased to fifty thousand dollars.

May issue bonds and mortgage property.

SECT. 9. Said corporation is hereby authorized to issue bonds for the construction of its works, upon such rates and time as it may deem expedient, to an amount not exceeding twenty-five thousand dollars, and to secure the same by mortgage or deed of trust of the franchise, property and estate of said corporation.

First meeting, how called.

SECT. 10. The first meeting of said company may be called by either corporator giving five days' written notice, by mail, to his associates, stating the time and place thereof, or by publication of such notice at least once in a newspaper published in said Thomaston or Rockland, said publication to be at least five days before the time of said meeting.

SECT. 11. This act shall take effect when approved.