

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)

ACTS AND RESOLVES

OF THE

SIXTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE

1895.

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

AUGUSTA:
BURLEIGH & FLYNT, PRINTERS TO THE STATE.
1895.

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1895.

supply of water for all domestic, sanitary, municipal and commercial purposes, and for such exemption from public burden as may be agreed upon, and such contract when made, shall be legal and binding upon all parties thereto.

SECT. 7. Until a new apportionment of the state shall be made, the town of Gouldsboro and the town of Winter Harbor shall remain in the same representative district with which the town of Gouldsboro is now classed.

Representative apportionment.

SECT. 8. Any justice of the peace in the county of Hancock may issue his warrant to any legal voter in the town of Winter Harbor directing him to notify the inhabitants thereof to meet at a time and place specified in said warrant, giving at least seven days' notice therefor, for the choice of town officers, and to transact such business as towns are authorized to do.

First meeting, how called.

SECT. 9. This act shall take effect when approved.

Approved February 21, 1895.

Chapter 72.

An Act to amend chapter three hundred and thirty-four of Private Laws of eighteen hundred and ninety-one, relating to "An Act to incorporate the Oxford Central Telephone and Telegraph Company."

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

Chapter three hundred and thirty-four, private laws of eighteen hundred and ninety-one, is hereby amended so as to read as follows :

Ch. 534, Private Laws of 1891, amended.

SECT. 1. Henry M. Bearce, George A. Wilson, John P. Swasey, E. L. Tebbets, Waldo Pettengill, O. H. Hersey, A. E. Herrick, Loring R. Giles and George C. Wing, their associates, successors and assigns, are hereby created a body corporate, by the name of the Oxford Central Telephone and Telegraph Company, with all the rights and privileges, and subject to all the duties provided by the general laws of this state relating to corporations, with power by that name to carry on the business of practical telephonic and telegraphic communication within the territory hereinafter described, by proper methods; and in the prosecution of said business, to locate, construct, maintain and operate,

Corporators.

Corporate name.

Powers and purposes.

CHAP. 72

molecular, acoustic, magnetic and electric telephone and telegraph lines; to sue and be sued, to have a common seal, to pass by-laws and regulations for the management of their affairs, not inconsistent with the laws of the state of Maine, to do and perform any and all other lawful acts incident to corporations of a similar character. Said company shall have the right to locate and construct its lines upon and along any public highway, bridge or private land, or along and upon the line of any railroad, and carry on said business in, through and about all the towns in Oxford, Androscoggin, Cumberland and Franklin counties in such manner as not to incommode or endanger the customary public use thereof; and the company may cut down any trees standing within the limits of any highway except ornamental, fruit or shade trees, when necessary for the erection, use or safety of its lines.

Authorized to construct telephone and telegraph lines in Oxford, Androscoggin, Cumberland and Franklin counties.

‘SECT. 2. Said corporation is hereby authorized to construct, maintain and operate telephone and telegraph lines throughout the length and breadth of Oxford, Androscoggin, Cumberland and Franklin counties with as many wires and branches as they may see fit, commencing and terminating at such point or points, as they may select hereafter, within the limits aforesaid, and subject to the provisions of chapter three hundred and seventy-eight of the public laws of eighteen hundred and eighty-five, and with the power to establish and collect tolls.

May connect with other lines, or sell or lease its property.

‘SECT. 3. Said corporation is hereby authorized and empowered to connect its line or lines with those of any other telephone or telegraph company or corporation, to sell or lease its line or lines and other property in whole or in part, either before or after completion, to any person or persons, or to any other telephone or telegraph company or corporation, upon such terms as may be agreed upon by the contracting parties; and may purchase or lease any other line or lines of telephone or telegraph upon such terms and conditions as may be agreed upon by the parties thereto.

Persons or corporations purchasing rights, invested with all the powers of the company.

‘SECT. 4. Any person or corporation purchasing from the corporation hereby created, the right to use its telephone for any part or parts of the counties of Oxford, Androscoggin, Cumberland and Franklin is hereby invested with all the powers and privileges by this act conferred upon the Oxford

Central Telephone and Telegraph Company, subject to all duties and liabilities hereby imposed in said part or parts of said counties of Oxford, Androscoggin, Cumberland and Franklin, and the said corporation is hereby authorized to assign and transfer so much of the franchise hereby granted, as may be necessary for the purpose of this section.

‘SECT. 5. Said corporation shall have the right to erect and construct the posts, piers, abutments and other fixtures necessary to sustain the wires of its lines upon, along and across any public way, road, street, bridge or private land, or along, upon and across the line of any railroad, in such manner as not to incommode or endanger the customary public use thereof, first having obtained the consent of the municipal officers of any city or town where these lines are to be built, and subject to the provisions of chapter three hundred and seventy-eight of the public laws of eighteen hundred and eighty-five.

May erect its lines along any highway, etc.

‘SECT. 6. The municipal officers of a place in which the said posts, piers, abutments and fixtures, are to be erected shall, on written application, specify where the same may be located.

Municipal officers may locate lines.

‘SECT. 7. The capital stock of said company shall be of such an amount as the stockholders may determine, not exceeding fifty thousand dollars; and it may purchase, hold and dispose of such real and personal estate, as may be necessary for the corporate purposes, not exceeding fifty thousand dollars, and shall have power by agreement with other persons or bodies corporate, to connect its lines with other telephone or telegraph line, within or without the state.

Capital stock.

‘SECT. 8. 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 and paid, in the manner provided in case of land taken for railroads.

Damages, how estimated.

‘SECT. 9. Any one of the corporators named in this act, may call the first meeting of the corporation, for organization, by mailing a written notice signed by him, to each of the other corporators, seven days at least before the day of the meeting, naming the time, place and purposes of such meeting; and at such meeting, by-laws may be adopted, the

First meeting, how called.

CHAP. 73 amount of capital stock fixed and any other corporate business transacted.

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

Approved February 23, 1895.

Chapter 73.

An Act to extend the charter of the Castine Railway and Navigation Company.

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

Charter
extended two
years.

SECT. 1. The Castine Railway and Navigation Company is hereby granted an extension of two years from and after the approval of this act, in which to avail itself of the rights, powers, privileges and immunities heretofore granted to said company by the legislature.

SECT. 2. This act shall take effect when approved.

Approved February 23, 1895.

Chapter 74.

An Act to amend the charter of the Portland Trust Company, being chapter two hundred and three of the Private Laws of eighteen hundred and eighty-three.

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

Charter
amended.

SECT. 1. Section five of said charter is hereby amended by adding thereto the following: ‘The affairs and powers of the corporation may be entrusted to an executive board of not exceeding seven members, to be elected by the trustees from the full board, and such executive board shall have the immediate management of the business of the corporation under such rules, regulations and directions as the trustees may, from time to time, adopt.’

Executive
board.

SECT. 2. Said charter is hereby further amended by adding thereto the following sections:

May be
appointed
executor or
assignee.

‘SECT. 10. Said corporation may be appointed executor, trustee or assignee, with the same powers and duties as are conferred and imposed by law upon natural persons acting in the same capacities, and subject to the same control of the