

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES  
OF THE  
SEVENTY-FIRST LEGISLATURE  
OF THE  
STATE OF MAINE  
1903.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1903.

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and served upon each of the other incorporators, at least seven days before the day of said meeting.

Section 11. This act shall become null and void in four years from the time when the same takes effect, unless the corporation shall have organized and commenced the construction of its works under this charter.

Must commence construction within four years.

Section 12. Said corporation is hereby authorized to make contracts with said town of Naples, and with other corporations and individuals, for the purpose of supplying water, for municipal and other purposes; and said town by its selectmen, is hereby authorized to enter into contract with said company for the supply of water, with such exemption from public burden as said town and said company may agree upon, which, when made, shall be legal and binding upon all parties thereto.

May contract to supply water.

Section 13. This act shall take effect when approved.

Approved March 27, 1903.

## Chapter 338.

An Act to incorporate the Dirigo Electric Light Company of Dexter.

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

Section 1. Edwin Bunker, Norman H. Fay, Owen W. Bridges, William C. Elder, Atwood J. Cobb, John W. Springall and Elmer Weymouth, their associates, successors and assigns are hereby made a body corporate by the name of the Dirigo Electric Light Company, with all the powers, rights and privileges, subject to all the duties and obligations conferred and imposed upon corporations by law, except as otherwise provided herein.

Corporators.

—corporate name.

Section 2. Said company is authorized and empowered to carry on the business of lighting by electricity such public streets in the towns of Dexter, Garland and Corinna, outside of the limits of Corinna village, and such buildings and places therein, public or private as may be agreed 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 the limits of said towns of Dexter, Garland and Corinna, outside of the limits of Corinna village; and may build and operate factories and works for the providing and supplying of electricity and light and power and may contract with any other electric light and power company for the same purpose; and may lease, purchase and hold real and personal estate for the proper objects of

Powers.

CHAP. 338

the corporation to the amount of fifteen thousand dollars and to construct, lay, maintain and operate lines of wire or other material for the transmission of electricity, submarine, underground, upon, under and along and over any and all streets and ways under the direction of the municipal officers of said Dexter, Garland and Corinna, outside of the limits of said Corinna village; 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.

May set  
poles, etc.

—in towns  
of Dover,  
Newport and  
Detroit.

Section 3. Said corporation is hereby empowered to set and maintain poles, wires and fixtures necessary for the transmission of electricity through the streets and ways of the towns of Dover, in the county of Piscataquis, Newport, in the county of Penobscot, and Detroit, in the county of Somerset, under such reasonable restrictions as may be imposed by the municipal officers thereof, and subject to and in accordance with the general laws of the state regulating the erection of posts and lines for the purposes of electricity, with the right to cut down trees and remove obstacles when necessary within the limits aforesaid, excepting ornamental, fruit or shade trees.

Restriction  
of powers.

Section 4. None of the powers granted to said corporation by section three shall be used by it for the sale of light, heat or power, in Dover, Newport or Detroit where corporations organized under special charter are now exercising some of their chartered powers without the written consent of said corporations, nor within the limits of Corinna village without first obtaining the consent of Leslie F. Ireland who has an established lighting plant in said Corinna village, or by first obtaining the consent of a majority of the legal voters residing within said village limits, at a meeting of said voters called for such purpose after seven days notice.

Municipal  
officers may  
direct  
erection of  
wires, etc.

Section 5. For the erecting said wires above ground and for laying the same, or pipes thereof, submarine or under ground, and for taking up, replacing and repairing the same, said company shall first obtain the consent of the municipal officers of said towns, and perform all acts as directed by said municipal officers; and said company shall repay to said Dexter, Dover, Garland, Corinna, Newport and Detroit any sum which said towns may have been compelled to pay on any judgment for any damages caused by a defect or want of repair in the streets or ways 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.

## CHAP. 338

Restrictions  
and duties  
in occupancy  
of streets.

Section 6. Said company, at its own expense, without unnecessary delay, shall remove any and all obstructions in any street or way, made in erecting or laying the lines for such purposes; and cause earth 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 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 person for any injury occasioned thereby, in an action on the case.

Section 7. 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.

Proceedings  
in case of  
disagree-  
ment as to  
damages.

Section 7. 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. The selectmen of said Dexter, Dover, Garland, Corinna, Newport and Detroit 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 towns.

Liable for  
injury to  
private  
property.

Section 9. The capital stock of said company shall not exceed fifty thousand dollars divided into shares of fifty dollars each.

Capital stock.

Section 10. Said company is hereby authorized to issue bonds for the construction of its works upon such rates and time, and to such amount as it may deem necessary, not to exceed twenty-five thousand dollars in all, and not to exceed the amount of capital stock subscribed for, and to secure the same by mortgage or deed of trust upon its franchise and property.

May issue  
bonds.

Section 11. Manufactories and other business corporations doing business in said Dexter, Dover, Garland, Corinna, Newport and Detroit are hereby authorized to subscribe and hold stock in said company.

Subscriptions  
to stock  
authorized.

Section 12. Any two of the corporators named in this act may call the first meeting of the corporation by mailing a written notice, signed by both, postage paid, to each of the corporators seven days at least before the day of the meeting, naming the time, place and purpose of said meeting; a president, secretary and directors may be chosen, by-laws adopted and any corporate business transacted.

First meeting,  
how called.

Section 13. This act may be accepted at any regular meeting of said association by a majority of the members present.

Acceptance  
of this act.

## CHAP. 338

Charter may  
become null  
and void.

Section 14. The charter hereby granted shall be null and void if the Dexter Electric Light and Power Company shall, on or before the first day of December, in the year of our Lord nineteen hundred and three, increase its supply of electricity by one hundred horse power, available for all night service, together with such electrical appliances as will enable said corporation to utilize said additional power for the purposes of electricity under the obligations of its charter.

Further  
proceedings  
under this  
section.

Upon petition therefor by the said Dexter Electric Light and Power Company, filed in the clerk's office of the supreme judicial court for Penobscot county, during the month of January, in the year of our Lord, nineteen hundred and four, any justice of the supreme judicial court, in term time or vacation, after notice to said Dirigo Electric Light Company, or if not then organized, to any incorporator thereof, and after hearing thereon may extend said time a reasonable period if it appears to such justice that said Dexter Electric Light and Power Company has been prevented from the full performance of the condition herein by inevitable accident or unavoidable cause.

Upon application made by the Dirigo Electric Light Company, filed in the clerk's office of the supreme judicial court for Penobscot county, during the month of February, in the year of our Lord, nineteen hundred and four, or during the thirty days next following the aforesaid extension of time of completion, any justice of the supreme judicial court, after notice and hearing, in term time or vacation, shall determine finally and without appeal whether the aforesaid conditions have been substantially performed, and whether the charter hereby granted is or is not null and void; and such findings, signed by such justice, shall be returned to and entered of record in the office of the clerk of courts of the county of Penobscot.

Approved March 27, 1903.