

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
SEVENTY-THIRD LEGISLATURE
OF THE
STATE OF MAINE
1907.

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

AUGUSTA
KENNEBEC JOURNAL PRINT
1907

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1907.

CHAP. 201

Chapter 201.

An Act relating to the issue of bonds by Van Buren Water District.

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

Acts and doings of trustees of Van Buren water district made valid.

Section 1. That the acts and doings of the trustees of the Van Buren water district in issuing the bonds of the district, dated January first, nineteen hundred and seven, are hereby ratified, confirmed and made valid.

Section 2. This act shall take effect when approved.

Approved March 12, 1907.

Chapter 202.

An Act authorizing the construction of a wharf into the tide waters of Casco Bay, in the Town of Falmouth.

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

Wharf authorized in Casco bay.

Section 1. Oakley C. Curtis, and his assigns, as the owners of certain real estate situated in the town of Falmouth, are hereby authorized to construct and maintain a private wharf therefrom into the tide waters of Casco bay.

Section 2. This act shall take effect when approved.

Approved March 12, 1907.

Chapter 203.

An Act to enlarge the powers of the Auburn, Mechanic Falls and Norway Street Railway, and to change its name to Lewiston, Augusta and Waterville Street Railway.

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

Organization ratified and confirmed.

Section 1. The organization of the Auburn, Mechanic Falls and Norway Street Railway, a corporation organized under the general laws of the state, is hereby ratified, approved and confirmed.

Change of name.

Section 2. The name of the Auburn, Mechanic Falls and Norway Street Railway is hereby changed to Lewiston, Augusta and Waterville Street Railway.

Authorized to acquire property and franchises of Lewiston, Brunswick

Section 3. The Lewiston, Augusta and Waterville Street Railway, its successors and assigns, shall have power and authority to acquire by purchase, lease, merger or consolidation, all the properties, rights, privileges and franchises of

CHAP. 203

the Lewiston, Brunswick and Bath Street Railway, including the property, rights, privileges and franchises formerly of the Lewiston and Auburn Horse Railroad Company and of the Bath Street Railway, heretofore acquired by said Lewiston, Brunswick and Bath Street Railway, and also of the Augusta, Winthrop and Gardiner Railway, including the property, rights, privileges and franchises formerly of the Augusta, Hallowell and Gardiner Railroad Company, heretofore acquired by said Augusta, Winthrop and Gardiner Railway, and of the Augusta and Waterville Railway, upon such terms and conditions as may be agreed upon by the stockholders of said several companies, and subject to the provisions of sections fifty-six to sixty-seven, both inclusive, of chapter forty-seven of the revised statutes, and subject also to the rights of all creditors of each and all of said companies, and each and all of said companies are hereby authorized and empowered to lease or sell and convey their respective properties, rights, privileges and franchises to said Lewiston, Augusta and Waterville Street Railway or to merge or consolidate with said Lewiston, Augusta and Waterville Street Railway.

Section 4. The Lewiston, Augusta and Waterville Street Railway, its successors or assigns, is hereby authorized and empowered, from time to time, to acquire by purchase, lease, merger, consolidation or otherwise the properties, rights, privileges and franchises of any water power company, or of any company making, generating, selling or distributing gas or electricity, or other motive power, or the lines, property, rights, privileges and franchises of any street railroad company, whose lines, as now or hereafter constructed, authorized or acquired, will form connecting or continuing lines with the lines of said Lewiston, Augusta and Waterville Street Railway, as now or hereafter constructed, authorized or acquired, severally upon such terms and conditions as may be agreed upon by the stockholders of said several companies, and subject to the provisions of sections fifty-six to sixty-seven, both inclusive, of chapter forty-seven of the revised statutes, and subject also to the rights of all creditors of each and all of said companies, and the power and authority is hereby given to any such company to lease, sell, consolidate, merge or otherwise dispose of its property and franchises to and with the Lewiston, Augusta and Waterville Street Railway, its successors or assigns. Said Lewiston, Augusta and Waterville Street Railway shall have power and authority to lease or sell and convey or otherwise dispose of its property, rights, privileges and franchises to any such company, the property, rights and franchises of which the

and Bath Street Railway, Lewiston and Auburn Horse Railroad, Bath Street Railway, Augusta, Winthrop and Gardiner Railway, Augusta, Hallowell and Gardiner Railroad Co., and Augusta and Waterville Railway.

May acquire properties of water power companies, or any company generating gas or electricity, etc.

—or connecting lines of street railroad companies, now or hereafter constructed.

—subject to provisions of sections 56 to 67 of chapter 47, R. S.

—may sell or otherwise dispose of its property.

CHAP. 203

said Lewiston, Augusta and Waterville Street Railway, its successors or assigns, is hereby given the right to acquire subject to the same terms and conditions by this act made applicable to the acquisition by the Lewiston, Augusta and Waterville Street Railway, its successors or assigns, of the property, rights, privileges and franchises of any such company, and in such case any such company is hereby correspondingly authorized and empowered to acquire the property rights, privileges and franchises of said Lewiston, Augusta and Waterville Street Railway. Nothing in this section, however, shall authorize the acquisition in any manner of any street railroad not located wholly within the counties of Androscoggin, Kennebec, Somerset, Lincoln, Knox or Waldo.

Shall have all the rights specified in charters of acquired companies.

Section 5. The Lewiston, Augusta and Waterville Street Railway, its successors or assigns, upon the purchase or acquisition of the properties, rights, privileges and franchises of the several companies named in section three of this act and included in section four hereof, or any of them, shall have, possess and enjoy all the powers, rights, privileges and franchises specified in the charters of or held, possessed or enjoyed by said several companies, the rights, privileges and franchises of which are so purchased or acquired, subject to all the appropriate conditions and limitations of such charters and franchises.

May dispose of surplus power.

Section 6. The Lewiston, Augusta and Waterville Street Railway, its successors or assigns, may sell or otherwise dispose of any surplus power made or generated at any of its power plants for any and all purposes in or to any cities or towns of this state, in which such power plant is located and the neighboring cities or towns, and for such purposes may erect such poles and string such wires as may be reasonably necessary and proper; provided, however, that it shall not sell or otherwise dispose of such surplus power in or to any city or town in or to which another company, person, or firm are making, generating, selling, distributing or supplying, or are authorized to make, generate, sell, distribute or supply gas or electricity, or both, unless and until it shall obtain the consent of such other company, person or firm.

—may erect poles, etc.
—proviso.

May prosecute or defend suits at law or equity pending at time of transfer.

Section 7. All proceedings, suits at law or in equity which may be pending at the time of any transfer hereby authorized to which any corporation making any transfer hereunder may be a party may be prosecuted or defended by said Lewiston, Augusta and Waterville Street Railway in like manner and with like effect as if such transfer had not been made. All debts, claims, contracts, rights and causes of action of or against

any corporation making any such transfer, at law or in equity, may be enforced by suit or action to be begun or prosecuted by or against the said Lewiston, Augusta and Waterville Street Railway, its successors or assigns.

Section 8. The Lewiston, Augusta and Waterville Street Railway, for the purposes of its incorporation and for any or all of the purposes of this act, may increase its capital stock from time to time at any legal meeting of its stockholders to such amount as may be approved at such meeting.

May increase capital stock.

Section 9. The Lewiston, Augusta and Waterville Street Railway, its successors or assigns, is hereby authorized and empowered to issue its bonds, from time to time, as part of the purchase price of and for the purpose of providing means with which to pay for the properties, rights, privileges and franchises which it is hereby authorized to acquire, to pay its debts and the debts of the several companies, the properties, rights, privileges and franchises of which it may acquire under the authority herein and hereby conferred, to improve or add to its properties, and to raise such funds as may be required in the conduct of its business, and to secure the same by appropriate mortgages upon all or any part of its properties, rights, privileges and franchises now possessed or hereafter acquired. It, or its successors or assigns, may likewise issue its stock and bonds in payment and exchange for the stock, bonds, properties, rights, privileges and franchises of any corporation making any transfer under this act in such manner and in such amounts as may be agreed upon, subject to the approval of the railroad commissioners.

May issue bonds from time to time.

—may issue stock and bonds in payment of properties, subject to approval of railroad commissioners.

Section 10. The Lewiston, Augusta and Waterville Street Railway, its successors or assigns, may purchase, hold, sell, assign, transfer, mortgage, pledge or otherwise dispose of the shares of capital stock of, or any bonds, securities or evidences of indebtedness of any corporation mentioned or described in sections three or four of this act, or of any corporation the purposes, business or operations of which are incidental or germane to or connected with the purposes, business or operations of this corporation, and while owners of such stock may exercise all the rights, powers and privileges of ownership, including the right to vote thereon.

May deal in securities of similar corporations.

Section 11. The Lewiston, Augusta and Waterville Street Railway may lease, purchase, receive, let, dispose of and hold such real and personal estate as may be necessary or convenient for the purposes of its business.

May hold real and personal estate.

Section 12. The Lewiston, Augusta and Waterville Street Railway may guarantee the bonds or other obligations of any

May guarantee bonds or other obligations.

CHAP. 203

company or companies, the property and franchises of which it shall have purchased or leased, or the stock a majority of which it shall have acquired.

May extend lines under certain conditions, and upon compliance with section 7, chapter 53, R. S.

Section 13. The Lewiston, Augusta and Waterville Street Railway, its successors or assigns, is hereby authorized and empowered, if and when it purchases or otherwise acquires the properties, rights, privileges and franchises of the Lewiston, Brunswick and Bath Street Railway and the Augusta, Winthrop and Gardiner Railway, upon compliance with section seven of chapter fifty-three of the revised statutes, to extend its lines from the village of Sabattus in the town of Webster to such city or town on the line of the Augusta, Winthrop and Gardiner Railway as it may find convenient, either on streets, roads or ways, or on private property or partly on one and partly on the other, as may be approved by the railroad commissioners and said company shall have all the powers given by sections seven and twelve of chapter fifty-three of the revised statutes to appropriate property for the purposes of this section. Nothing in this section shall be construed to deprive the municipal officers of the towns and cities, wherein such extension shall be built, of any of their powers under said chapter fifty-three.

May take lands outside streets and ways for location, subject to provisions of sections 7 and 12, chapter 53, R. S.

Section 14. If and whenever the Augusta and Waterville Railway shall be authorized, as provided by chapter fifty-three of the revised statutes, to construct its roads, the said company, its successors or assigns, shall have all the powers given by sections seven and twelve of said chapter fifty-three to appropriate private property for so much of its location as the railroad commissioners may approve outside the limits of streets, roads or ways. Nothing in this section shall be construed to deprive the municipal officers of any city or town named in said articles, of any of their powers under said chapter fifty-three.

Acts and doings of Lewiston, Brunswick and Bath Street Railway ratified.

Section 15. So far as the consent of the state is essential thereto, all the acts and doings of the Lewiston, Brunswick and Bath Street Railway in the acquisition of the properties and franchises of the Lewiston and Auburn Horse Railroad Company and of the Bath Street Railway, and in the issue of its stocks and bonds and the mortgage securing the same, are hereby ratified, confirmed and approved.

Acts and doings of Augusta, Winthrop and Gardiner Railway, and of the Augusta, Hallowell and Gardiner Railroad Co. ratified.

Section 16. So far as the consent of the state is essential thereto, all the acts and doings of the Augusta, Winthrop and Gardiner Railway in the acquisition of the property and franchises of the Augusta, Hallowell and Gardiner Railroad Company and in the issue of its stocks and bonds and the mortgages securing the same, and also all the acts and doings of the

Augusta, Hallowell and Gardiner Railroad Company in the issue of its stocks and bonds and the mortgages securing the same, are ratified, confirmed and approved.

Section 17. This act shall take effect when approved.

Approved March 12, 1907.

Chapter 204.

An Act authorizing Webster Plantation to build and maintain its roads and bridges and to raise money for that purpose.

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

Section 1. The municipal officers of Webster plantation, in the county of Penobscot, are hereby given all the powers of municipal officers of towns to lay out, alter, widen or repair public or private ways within said plantation, and to assess and expend such sums of money as the said plantation may at its annual meetings raise therefor, in all respects as the municipal officers of towns may do; and so far as applicable, the provisions of chapter twenty-three of the revised statutes shall apply to laying out, altering, widening or repairing public or private ways in said plantation, and all the powers which towns now have to raise and expend money for the purpose of making and repairing ways, building bridges and paying officers and agents are hereby extended to said plantation.

Authorized to build and maintain roads and bridges.

—to raise money.

—chapter 23, R. S., extended to, so far as applicable.

Section 2. This act shall take effect when approved.

Approved March 12, 1907.

Chapter 205.

An Act to incorporate the Society of the Sisters of Wisdom.

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

Section 1. Mary Anne Brunn, Victorine Majois, Amedee Roy, Antonia Porgand de la Mothe, Rose Josso, Francoise Mannell, Mary Logeac and Anna Roualt, their associates and successors, are hereby constituted a body politic and corporate under the name of the Sisters of Wisdom, and by that name may sue and be sued, may have and use a common seal, and shall have and may exercise all the powers and privileges, and be subject to all the liabilities of like corporations.

Corporators.

—corporate name.