

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth
Legislature

1909

to October thirty-first, inclusive, following of each year. It shall be unlawful to hunt, chase, catch or kill more than one deer in said county during the month of November in each year, and it shall be unlawful to have in possession in one open season more than one deer which has been killed in said county. It shall be unlawful to hunt deer with a shot gun in this county.

—unlawful to take more than one deer.

—unlawful to use shot gun.

Section 2. Whoever violates any of the provisions of this act shall be subject to the same penalty as is provided in the general law of the state for illegal hunting, chasing, killing and having in possession of deer.

Penalty for violation.

Section 3. In all prosecutions under this act, municipal and police courts and trial justices within their respective counties, shall have, upon complaint, original and concurrent jurisdiction with the supreme and superior courts, and all fines, forfeitures and penalties received for violation of this act shall be paid forthwith by the person receiving the same to the state treasurer, and credited to fines and license fees for the protection of birds and game.

Jurisdiction of courts.

—fines, how disposed of.

Section 4. All acts or parts of acts inconsistent with this act are hereby repealed.

Inconsistent acts repealed.

Approved March 18, 1909.

Chapter 234.

An Act to incorporate the Androscoggin Valley Railroad Co.

Be it enacted by the People of the State of Maine, as follows:

Section 1. Hewitt M. Lowe of Turner, Maine, John A. Jones and Albert L. Kavanagh, both of Lewiston, Maine, Harry Manser of Auburn, Maine, and Frank W. Brigham of Boston, Massachusetts, their associates, successors and assigns, are hereby made a corporation under the name of the Androscoggin Valley Railroad Co., with power to construct, operate and maintain a street railroad for public use, for street traffic, for the conveyance of persons and property in the towns of Jay, East Livermore, Livermore and Turner, from the terminus of the Auburn and Turner railroad in the town of Turner to some convenient point or points in the towns of East Livermore and Jay, over and along such streets, roads or ways in said towns, or on private property, or partly on one and partly on the other, as may be approved by the railroad commissioners, and said corporation shall have all the rights and powers and be subject to all the

Corporators.

—corporate name.

—authorized to construct street railroad.

—route.

—rights and powers.

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duties and liabilities incident by law to similar corporations; and all of the general laws of the state applicable to street railroad corporations, except as modified by this charter, are hereby made applicable to said corporation.

Capital stock.

Section 2. The capital stock of said corporation shall not exceed three hundred thousand dollars, and may be divided into common and preferred stock as said corporation may determine. It may make and ordain such reasonable by-laws, not inconsistent in law, as its business may require.

May purchase, lease or consolidate with connecting lines of road.

Section 3. Said corporation, its successors or assigns, is hereby authorized and empowered, from time to time, to acquire by purchase, lease, merger, consolidation or otherwise, 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 corporation, as now or hereafter constructed, authorized or acquired, or the properties, rights, privileges and franchises of any person or company owning any water power, or of any person or company making, generating, selling or distributing gas or electricity, or other motive power, severally upon such terms and conditions as may be agreed upon by the owners, or 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 said corporation, its successors or assigns. Said corporation 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 said corporation, 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 said corporation, 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 corporation. Nothing in this section, however, shall authorize the acquisition in any manner of any street railroad not located wholly within the counties of Androscoggin, Oxford and Franklin.

—or franchise of company owning water power or generating and selling gas or electricity, etc.

—may dispose of its property, rights, etc.

Section 4. Said corporation, its successors or assigns, upon the purchase or acquisition of the properties, rights, privileges and franchises of any such company or companies named in section three of this act, 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.

Shall have all rights, powers and privileges, etc., specified in charters of corporations purchased.

Section 5. Said corporation, 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.

Corporations may sell surplus power generated by any of its plants.

Section 6. Said corporation, 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, as required in the conduct of its business.

--may issue stock and bonds in payment and exchange.

Section 7. Said corporation, its successors or assigns, may purchase, hold, sell, assign, transfer, mortgage, pledge or other-

May purchase, hold, sell, etc.,

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stock and bonds of any company mentioned in section 3 of this act.

May purchase, lease and hold real and personal estate.

May guarantee bonds.

May make connection with Auburn and Turner Railroad Co., and contract for interchange of cars and for running rights.

Authorized to connect with M. C. R. and Portland and Rumford Falls R. R.

wise dispose of the shares of capital stock of, or any bonds, securities or evidences of indebtedness of any company mentioned or described in section three of this act, or of any company, 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.

Section 8. Said corporation may lease, purchase, receive, let, dispose of and hold any such real and personal estate as may be necessary or convenient for the purposes of its business.

Section 9. Said corporation may guarantee the bonds or other obligations of any 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.

Section 10. Said corporation is authorized to make connection with the line of the Auburn and Turner Railroad Company, in accordance with the provisions of section twenty-one of chapter fifty-three of the revised statutes, and to contract with said Auburn and Turner Railroad Company and with the Lewiston, Augusta and Waterville Street Railway for the interchange of cars and for running rights, on such terms and in such manner as may be mutually agreed upon between the parties.

Section 11. Said corporation is authorized to make such connections with the lines of the Maine Central Railroad Company and the Portland and Rumford Falls Railroad Company as may be mutually agreed upon, and to contract with the company or companies owning or controlling said lines, for such interchange of cars as may be deemed proper.

Approved March 18, 1909.

Chapter 235.

An Act granting additional privileges to the Peaks Island Gas Company.
Be it enacted by the People of the State of Maine, as follows:

Conditions under which additional privileges shall be granted to Peaks Island Gas Company.

Section 1. If the Peaks Island Gas Company organized under chapter ninety-four of the private and special laws of nineteen hundred and five shall, within two years after this act takes effect, establish a water or coal gas plant on Peaks island in the city of Portland for the purpose of supplying water or coal gas for lighting, heating, manufacturing or mechanical purposes on said Peaks island, and the same shall be in actual