

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

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

AUGUSTA
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1909

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth
Legislature

1909

CHAP. 386

For journal of the senate, as provided by article four, part third, section five, constitution of Maine, three hundred dollars 300 00

HOUSE.

For payroll of house, as provided by chapter one hundred eighty-three, public laws of nineteen hundred and seven, fifty-five thousand, six hundred and eighty-nine dollars 55,689 00

For journal of the house, as provided by article four, part third, section five, constitution of Maine, three hundred dollars 300 00

For representative of Penobscot tribe of Indians, as provided by chapter sixty-nine, resolves of nineteen hundred and nine, one hundred twenty dollars 120 00

For representative of Passamaquoddy tribe of Indians, as provided by chapter seventy, resolves of nineteen hundred and nine, one hundred twenty dollars 120 00

Amounting to the sum of one hundred sixty-two thousand four hundred and seven dollars \$162,407 00

Section 2. This act shall take effect when approved.

Approved April 2, 1909.

Chapter 386.

An Act to incorporate the Farmington Power Company.

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

Corpora-
tors.

Section 1. George G. Weeks of Fairfield, Samuel O. Tarbox and A. L. Fenderson of Farmington, and Chester Sturtevant of Winthrop, are hereby incorporated under the name of the Farmington Power Company.

—corporate
name.

Rights and
powers.

Section 2. Said corporation is hereby authorized to make, generate, buy, sell, distribute and supply gas or electricity for lighting, heating, manufacturing and mechanical purposes in the town of Farmington, with all the rights and powers and subject to all the duties and liabilities of similar corporations organized under the general laws of this state.

Capital
stock.

Section 3. The capital stock shall not exceed fifty thousand dollars, to be fixed by the corporation from time to time.

Section 4. Said corporation shall acquire by contract or by appraisal and conveyance all the property, rights, privileges and franchises of the Farmington Electric Company used in supplying electricity in said town of Farmington, and on such purchase and conveyance it shall succeed to and enjoy all such property, franchises and rights of said company.

Shall acquire property, rights, etc., of Farmington Electric Co.

Section 5. The location of all the posts, wires and fixtures of the said Farmington Electric Company in the streets of said Farmington are hereby confirmed and made valid.

Location of posts, wires etc., made valid.

Section 6. Said Farmington Power Company may acquire by purchase and assignment the existing pole rights in said town of any person, firm or corporation.

May acquire existing pole rights.

Section 7. The state, the town aforesaid, or any municipal corporation therein, is authorized to contract with said corporation for a supply of electricity for municipal purposes for a term of years, and to renew the same and to raise the money therefor.

Corporation may contract to supply electricity.

Section 8. The said corporation for the purposes of this act is authorized to issue its bonds from time to time in such amounts and on such rates and time as it may deem expedient, and secure the same by appropriate mortgages upon its property and franchises.

May issue bonds and mortgage property.

Section 9. In case said company is unable to agree with said Farmington Electric Company upon the purchase price to be paid for all the property, franchises and rights of the said Farmington Electric Company, the purchase price therefor shall be ascertained by a commission, one member to be selected by this corporation, one member by said Farmington Electric Company, and the third by the two members so selected if they are able to agree. If they are not able to agree, then said third member shall be appointed by any justice of the supreme judicial court upon application therefor. A majority of said commission shall be required to sign any award so made.

Purchase price, how ascertained, if parties fail to agree.

Section 10. The first meeting may be called by written notice therefor naming the time and place, signed by either of said corporators, and sent by mail or given in hand to the other members three days before such meeting. Any member may act at such meeting by written proxy.

First meeting, how called.

Section 11. On or before January first, nineteen hundred and ten, said Farmington Power Company shall notify in writing the Farmington Electric Company of its desire to acquire said property of said Farmington Electric Company and should said Farmington Electric Company fail to select its member of the commission to appraise its plant within thirty days after

Shall notify Farmington Electric Co. on or before Jan. 1, 1910.

CHAP. 387

such notice, then said Farmington Power Company shall have all the rights, powers and privileges enumerated in this act, except the right to acquire the property of said Farmington Electric Company.

Approved April 2, 1909.

Chapter 387.

An Act amending section one of Chapter three hundred and fifty of the Private and Special Laws of nineteen hundred and seven, relating to the time of service of members of Fire Department of the City of Portland.

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

Section 1,
chapter 350,
special
laws, 1907,
amended.

Time of
service of
members of
fire depart-
ment of
Portland,
regulated.

—chief en-
gineer may
remove any
member for
cause.

Chief en-
gineer, elec-
tion of,
and term
of office.
—subject
to removal.
—may be
retired.

—present
chief shall
continue in
office.

Section 1. Section one of chapter three hundred and fifty of the private and special laws of nineteen hundred and seven is hereby amended by striking out said section and inserting in place thereof the following:

'Section 1. All members of the fire department of the city of Portland, excepting the assistant engineers shall be continued in the service of said department without reappointment, unless removed for inefficiency or other cause or retired on arrival at the age limit of sixty years, and all future appointments of members of the fire department, excepting the chief engineer and assistant engineers, shall be made by the board of engineers subject to the approval of the committee on fire department; and all members of the fire department continued in service or hereafter appointed under the provisions of this act shall hold office during good behavior, subject, however, after a hearing, to removal, except as otherwise provided, at any time by the board of engineers, subject to the approval of the committee on fire department, for inefficiency or other cause. The chief engineer may, for cause, suspend any member of the fire department from duty and such suspension shall continue in force until the next meeting of the board of engineers, provided said meeting is held within thirty days after said suspension.'

Section 2. The chief engineer shall be elected by the city council, and shall hold office for a term of five years, subject, however, after a hearing, to removal at any time by the mayor, by and with the advice and consent of the city council, for inefficiency or other cause. Upon reaching the age limit, as hereinbefore provided, he may be retired by the mayor, by and with the advice and consent of the city council. The present chief engineer shall continue in office under the pro-