

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

Chapter 400.

An Act to prohibit the taking of Scallops in Pennamaquan and Cobscook Bays from April first to October first of each year.

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

Section 1. No person shall take, catch, kill or destroy any scallop or scallops in the waters of Pennamaquan or Cobscook bay in the town of Pembroke, Washington county, from April first to October first of each year.

Close time
on scallops.

Section 2. Any person or persons violating the provisions of the foregoing section shall be punished by fine of one dollar for each scallop so taken, caught, killed or destroyed. Trial justices and judges of municipal courts shall have jurisdiction of all offenses under this act. Said fines shall be collected by action of debt.

Penalty.

Approved April 2, 1909.

Chapter 401.

An Act to incorporate the Cherryfield and Beddington Telephone Company.

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

Section 1. Gleason R. Campbell, William M. Nash, Samuel N. Campbell, James W. M. Nash, Hillard C. Schoppe, Frank C. Nash and William F. Campbell, their associates, successors and assigns, are hereby created a corporation by the name of the Cherryfield and Beddington Telephone Company, with all the powers, rights and privileges, and subject to all the duties and obligations of similar corporations under the general law of this state.

Corpora-
tors.

—corpo-
rate name.

Section 2. Said corporation is hereby authorized to construct, own, maintain and operate telephone line or lines anywhere in and throughout the towns of Cherryfield, Deblois and Beddington, in the county of Washington, state of Maine, and township number twenty-two and township number twenty-eight, both in Hancock county, state of Maine, and within the limits aforesaid, to locate, construct and maintain its line or lines upon and along any public way, bridge or private lands, first having obtained consent therefor of the municipal officers of the several towns where it is proposed to construct said line or lines, but in such manner as not to incommode or endanger the customary public use of said way or bridge, and with full power to establish and collect tolls on said lines.

Authorized
to maintain
and operate
telephone
line or
lines.

—may
maintain
its lines
along any
public way,
bridge, or
on private
lands, with
consent of
municipal
officers.

CHAP. 401

May connect with other lines.

—or sell or lease its lines.

—or purchase or lease other lines.

—proviso.

Section 3. Said corporation is hereby authorized and empowered to connect its line or lines, with those of any other telephone company or corporation on such terms as may be agreed upon, or to sell or lease its line or lines of telephone and property in whole or part, either before or after completion to any other telephone company or corporation as provided by law or upon such terms as may be agreed upon by the contracting parties, which sale or lease shall be binding upon the parties; or may purchase or lease any other line or lines of telephone upon such terms as may be agreed upon by the parties thereto. Provided, however, that these incorporators, their successors, associates and assigns, shall not by this act be empowered to build a telephone line or take the telephone line and property incident thereto now owned and operated by E. E. Church, which said line extends from Cherryfield through Deblois to Beddington, so long as said Church or his heirs shall furnish good and reasonable service over said line. In case said E. E. Church, owner of said telephone line, or his heirs, shall not furnish good and reasonable service over said line, or shall wish to sell said line and property incident thereto, then these incorporators, their successors, associates and assigns, shall be by this act empowered to take said telephone property of E. E. Church at a price to be determined by three appraisers, one of whom shall be chosen by the incorporators, one by said Church, or his heirs, and the third by the two thus chosen, and their award shall be final.

Damages, how estimated, if parties cannot agree.

Section 4. If the land of any individual or corporation is taken under this act and the parties cannot agree on the damage occasioned thereby, they shall be estimated, secured and paid in the manner provided in case of land taken for highways.

Capital stock.

Section 5. The capital stock of such corporation shall be of such amount as said corporation may, from time to time determine to be necessary, but not exceeding the sum of two thousand dollars, for the sole purpose of owning, leasing, constructing, maintaining and operating the line or lines of telephone hereby authorized and contemplated, and the said corporation may purchase, hold, lease, sell and convey all real estate and personal property necessary for the purposes contemplated in this charter.

—may hold, sell and convey real and personal property.

First meeting, how called.

Section 6. Any one of the incorporators named in this act may call the first meeting of the corporation by mailing a written notice signed by himself, postage, paid, to each of the other incorporators, seven days, at least, before the day of said meeting, naming the place, time and purposes of such meet-

ing, and at such meeting a president, secretary, treasurer and directors may be chosen, by-laws adopted, present amount of capital stock fixed, and any corporate business transacted.

Approved April 2, 1909.

Chapter 402.

An Act to prohibit Trout Fishing in Keay Brook sometimes called Bog Brook, and its tributaries, in the town of Lebanon, York County.

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

Section 1. It shall be unlawful to fish for, take, catch or kill any trout at any time in Keay brook, sometimes called Bog brook, or in any of its tributaries, in the town of Lebanon, in York county, for a period of five years from the time this act takes effect. 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 the illegal fishing for and catching trout and land-locked salmon.

Trout fishing in Keay brook and tributaries prohibited for 5 years.

—penalty.

Section 2. In all prosecutions arising 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 judicial and superior courts, and all fines, forfeitures and penalties recovered by any person for any violation of this act shall be paid forthwith by the person receiving the same to the state treasurer, to be credited to fines and license fees for the protection of birds and game.

Jurisdiction of courts.

—fines, how disposed of.

Approved April 2, 1909.

Chapter 403.

An Act to prohibit Trout fishing in Goding Brook, so called, and its tributaries, in the towns of Lebanon and Acton, in York County.

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

Section 1. It shall be unlawful to fish for, take, catch or kill any trout at any time in Goding brook, so called, or in any of its tributaries, in the towns of Lebanon and Acton, in York county, for a period of five years from the time this act takes effect.

Trout fishing in Goding brook or tributaries, prohibited for 5 years.

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 the illegal fishing for and catching trout and land-locked salmon.

—penalty.