

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES  
OF THE  
SEVENTY-FIFTH LEGISLATURE

OF THE  
STATE OF MAINE.

1911

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fifth  
Legislature

*1911*

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**CHAP. 291**

this act, and shall be authorized to proceed in all acts, matters and things necessary to carry out the purposes of this act, as if it applied from its inception only to that part of the town of Rumford known as the Rumford Falls Village Corporation together with the people within the same, and the refusal to approve this act upon the part of the Mexico section aforesaid, shall in no sense defeat the purposes of this act. As early as may be after said special election, the municipal officers of said towns of Mexico and Rumford, if said act has been approved by both the Mexico section and the Rumford Falls Village section of said water district, shall respectively meet and choose their respective members of the board of trustees for said water district as provided in section nine, but if said act shall not be approved by the Mexico section of said water district and shall be approved by the Rumford Falls Village section, then the municipal officers of said town of Rumford shall as soon as may be thereafter meet and choose three members, who shall constitute the board of trustees for said water district.

Sections 2, 3, 4, 5, 6, 7 and 8, when null and void.

Section 19. Sections two, three, four, five, six, seven and eight shall be inoperative, null and void unless the said water district shall first acquire by purchase or by the exercise of the right of eminent domain as in this act provided, the plant, property and franchises, rights and privileges of the Rumford Falls Light and Water Company, Union Construction Company, Virginia Spring Water Company, and in case the legal voters of the Mexico section of said water district shall vote to accept this act, of the Mexico Water Company.

When this act shall take effect.

Section 20. This act shall take effect in ninety days after the final adjournment of the legislature, so far as necessary to empower the calling and holding of the elections authorized in section seventeen herein provided for.

Approved March 31, 1911.

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### Chapter 291.

An Act authorizing the merger of Consolidated Electric Light Company of Maine and Portland Lighting & Power Company with Portland Electric Company.

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

Merger authorized.

Section 1. Portland Electric Company is authorized to merge Consolidated Electric Light Company of Maine and Portland Lighting & Power Company with and in said Portland Electric Company in the manner and on the terms and conditions hereinafter stated.

Section 2. When the stockholders of Portland Electric Company at a legal meeting called for that purpose by a vote of not less than two-thirds of its outstanding capital stock, shall accept this act and vote to merge said Consolidated Electric Light Company of Maine and said Portland Lighting and Power Company with said Portland Electric Company, and the stockholders of said Consolidated Electric Light Company of Maine, and Portland Lighting and Power Company at legal meetings called for that purpose shall by a vote of not less than two-thirds of the outstanding capital stock of each of said corporations accept this act, and vote to merge each of said last named corporations with said Portland Electric Company, and a copy of all of such votes, certified by the clerks of the respective corporations, shall be filed within thirty days after the passage of the same in the office of the secretary of state, said merger shall take effect, and all the property, rights, privileges, immunities, and franchises of said consolidated Electric Light Company of Maine and said Portland Lighting and Power Company shall be transferred to, and vest and merge in, said Portland Electric Company without any other deed, conveyance or transfer; and said Portland Electric Company shall thereafter have, hold, possess, exercise, and enjoy all locations, powers, privileges, rights, immunities, franchises, property, real and personal, and all other assets which, at the time of such transfer and merger, shall be had, held, possessed, or enjoyed by said Consolidated Electric Light Company of Maine and said Portland Lighting & Power Company, or either of them, subject, however, to the outstanding bonds and other indebtedness of either of said merged companies existing at the time of said merger, which said Portland Electric Company shall assume and pay; and said Portland Electric Company shall also be subject to all of the duties, restrictions and liabilities to which said Consolidated Electric Light Company of Maine and said Portland Lighting and Power Company, or either of them, shall be subject by reason of any charter, organization, contract, or general or special law, or otherwise; and the capital stock of said consolidated Electric Light Company of Maine and said Portland Lighting and Power Company shall be cancelled upon the completion of said merger as provided under the terms of this act, except as hereinafter provided.

How merger may be effected.

Said merged corporations shall severally be regarded as subsisting, so far as may be necessary for the protection of creditors or mortgagees, and for the purpose of giving any deeds, assignments, transfers, or conveyances which may be necessary or advisable to confirm and complete the title of Portland Elec-

—merged corporations regarded as subsisting, for protection of creditors and mortgagees.

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tric Company, and all the property, rights and franchises merged in it under the provisions of this act; and eleven shares of the capital stock of each of said merged corporations shall be retained by said Portland Electric Company without cancellation for a sufficient length of time to carry out the foregoing purposes, the said Portland Electric Company shall pay for all of the stock issued and outstanding in either of said corporations not owned by it to the holders thereof a just and reasonable value for said stock, and in case said stockholders, or any of them, shall fail to agree with said Portland Electric Company upon such just and reasonable value, the same shall be determined by any judge of the supreme judicial court, upon petition presented to him by any of such stockholders, or upon petition presented by said Portland Electric Company within ninety days after said merger takes effect, and upon notice and hearing on said petition, upon payment of the amount so determined, each stockholder shall transfer to said Portland Electric Company the stock held by him under such order and upon such terms as such judge shall determine in his award upon said petition.

Pending suits, at law or in equity, how defended.

Section 3. All proceedings, suits at law or in equity, which may be pending at the time of such transfer and merger, to which said Consolidated Electric Light Company of Maine or said Portland Lighting and Power Company is a party, may be prosecuted or defended by said Portland Electric Company in like manner and with like effect as if such merger had not been made. All claims, contracts, rights and causes of action of or against said Consolidated Electric Light Company of Maine or said Portland Lighting & Power Company, or either of them, whether at law or in equity, may, after such transfer and merger, be enforced by an action against or prosecuted by or against said Portland Electric Company, and all duties imposed by law or by contract on said merged companies shall become duties of the merging corporation, said Portland Electric Company.

—claims, contracts, etc., how enforced.

Section 4. After said merger, all rights, powers, privileges, and franchises of each of said corporations, namely, Consolidated Electric Light Company of Maine and said Portland Lighting and Power Company shall be held and may be at any time enjoyed and exercised by said Portland Electric Company for any of its purposes, whether originally belonging to said Portland Electric Company or resulting from said merger, as if directly and expressly granted to it by the legislature, and all of said rights, powers, privileges and franchises of each of

Rights, powers, privileges and franchises after merger.

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said merged corporations, are hereby granted to Portland Electric Company, to be held, enjoyed and exercised by said Portland Electric Company in addition to all rights, powers, privileges and franchises now held by it, without qualification or abatement by construction because of its also holding other rights, powers, privileges, or franchises of a more limited, qualified, or conditional character.

Section 5. Nothing herein contained shall be held to authorize an increase in the rates for electric lighting and electric current for domestic, manufacturing and municipal purposes now obtained by either of said companies, and such rates shall not be increased for a period of ten years from the passage of this act, except with the consent of the municipalities or parties supplied.

Increase in rates for electric lighting, etc., not authorized.

Section 6. The Portland Electric Company shall not transmit or carry beyond the confines of the state for the purpose of furnishing power, heat or light, any electric current; nor sell or furnish directly or indirectly to any person, firm or corporation any electric current to be transmitted or conveyed beyond the confines of the state for any said purposes.

Shall not transmit electricity, beyond limits of the state.

Approved March 31, 1911.

### Chapter 292.

An Act to regulate ice fishing in Androscoggin 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 kind of fish on or through the ice in Brettun's pond, so-called, or in Round pond, so-called, or in Long pond, so-called, in the town of Livermore, or in Androscoggin pond, so-called, in the town of Wayne, or in Allen pond, so-called, in the town of Greene, or in Upper, Lower or Middle Range ponds, so-called, or in Tripp pond, so-called, in the town of Poland, all in the county of Androscoggin, except on Wednesday and Saturday of each week it shall be lawful to fish through the ice in any of the above named waters for pickerel and togue only, in accordance with the general law of the state.

Ice fishing in certain ponds in Androscoggin county regulated.

It shall be unlawful to fish through the ice at any time for any kind of fish in Lake Auburn, or in Pleasant pond, so-called, in the town of Turner, or in Taylor pond, so-called, in the city of Auburn, in said county of Androscoggin.

—in Lake Auburn, Pleasant pond, or Taylor pond, closed to ice fishing.

It shall be lawful to fish through the ice in all other lakes and ponds situated wholly in said county of Androscoggin in accordance with the general law of the state.

—ice fishing in all other lakes and ponds lawful.