

HOUSE No. 1100.

Commonwealth of Massachusetts.

HOUSE OF REPRESENTATIVES, April 1, 1895.

The committee on Street Railways, to whom was referred the petition of F. Stevens and others for an act of incorporation as the Fall River and Providence Street Railway Company (with House, No. 259), report the accompanying Bill.

For the Committee,

JAMES H. FLINT.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Ninety-five.

AN ACT

To incorporate the Fall River and Providence Street Railway Company.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Frank S. Stevens of Swansea, Robert T.
2 Davis, George W. Slade, Frank W. Brightman, William
3 F. Thomas and Benjamin Cook of Fall River, and Charles
4 F. Shaw of New Bedford, their associates and succes-
5 sors, are hereby made a corporation under the name of
6 the Fall River and Providence Street Railway Company,
7 with all the powers and privileges, and subject to all the
8 duties, conditions and restrictions set forth in all general
9 laws that now are or hereafter may be in force relating
10 to street railway companies, except as hereinafter pro-
11 vided.

1 SECT. 2. Said company is hereby authorized to con-
2 struct and operate a railway with single or double tracks
3 and with convenient turn-outs and switches in part upon
4 private land and over and upon any streets or highways
5 in the city of Fall River and in the towns of Somerset

6 and Swansea as shall be from time to time fixed and de-
7 termined by the mayor and aldermen of the city of Fall
8 River for the city of Fall River and the selectmen of the
9 towns of Somerset and Swansea for their respective
10 towns. And said company may construct its tracks
11 over private land and hold the same by purchase or
12 lease. It may acquire, by purchase all necessary real
13 estate for its power stations and other uses incidental to
14 the proper maintenance of its railway.

1 SECT. 3. The location of said street railway outside
2 of public streets and highways shall not exceed fifty feet
3 in width.

1 SECT. 4. Said company may maintain and operate
2 said railway by any motive power other than steam ap-
3 proved by the mayor and aldermen of the city of Fall
4 River and the boards of selectmen of the towns of Somer-
5 set and Swansea, and with the consent of such mayor and
6 aldermen and boards of selectmen may make such under-
7 ground alterations of the streets and highways, and may
8 erect such poles and wires therein, and may erect and
9 maintain such poles and wires on private lands obtained
10 as aforesaid as may be necessary to establish and main-
11 tain such motive power.

1 SECT. 5. The capital stock of said corporation shall
2 not exceed two hundred and fifty thousand dollars, ex-
3 cept that said corporation may increase its capital stock
4 subject to all general laws applicable to such increase.

1 SECT. 6. Said corporation may, from time to time,
2 by vote of the majority in interest of its stockholders,
3 issue coupon or registered bonds to such amount and
4 upon such terms as may be approved by the board of rail-

5 road commissioners. To secure payment of such bonds
6 with interest thereon said corporation may make a mort-
7 gage of its road and franchise and any part of its other
8 property, and may include in such mortgage property
9 thereafter to be acquired, and may therein reserve to its
10 directors the right to sell or otherwise, in due course of
11 business, to dispose of property included therein which
12 may become worn, damaged or unsuitable for use in the
13 operation of its road: *provided*, an equivalent in value is
14 substituted therefor, and bonds issued shall first be
15 approved by some person appointed by the corporation
16 for that purpose, who shall certify upon each bond that
17 it is properly issued and recorded.

1 SECT. 7. Said corporation may lease a street rail-
2 way which may hereafter be built within the state of
3 Rhode Island connecting with that herein described:
4 *provided*, that such lease shall first be approved by the
5 board of railroad commissioners.

1 SECT. 7. This act shall take effect upon its passage,
2 but shall become void unless said railway is constructed
3 and put in operation before the first day of July in the
4 year eighteen hundred and ninety-eight.