

SENATE No. 150.

[To accompany the petition of Haverhill and Andover Street Railway Company for authority to generate and sell or to purchase electricity for all purposes, to erect and maintain poles and wires and operate the railway over private land and to use poles erected and owned by other parties; to carry the United States mail, baggage and small parcels of merchandise; and for legislation to ratify and confirm all the existing locations and its present use of the poles of others, Street Railways.]

Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and One.

AN ACT

To extend the Corporate Powers of the Haverhill and Andover 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. The Haverhill and Andover
2 Street Railway Company is hereby authorized to
3 operate and maintain its railway and lines of poles
4 and wires in and upon private lands, from time to
5 time leased or purchased, or over which rights of
6 way from the owner thereof have been or shall be

7 obtained for that purpose, in all and any cities or
8 towns wherein it now or may hereafter be entitled
9 to operate a street railway, and all locations here-
10 tofore granted to, obtained, or in use by said com-
11 pany are hereby ratified and confirmed whether
12 the same be on private lands or elsewhere.

1 SECTION 2. Said company upon obtaining the
2 right so to do from the board of aldermen of a city
3 or the selectmen of a town in the manner provided
4 for the grant of locations for extensions of its
5 railway may use for attaching and maintaining its
6 overhead wire system in such city or town any
7 poles with the assent of the owners thereof loca-
8 ted in the street or highway of such city or town
9 or upon private lands and shall, subject to the
10 terms of any agreement with the owners of the
11 poles, have and enjoy the same rights and be sub-
12 ject to the same liabilities in relation to said poles
13 as pertain to poles erected and maintained by said
14 company for its own use as a part of its railway
15 and may from time to time grant rights to other
16 persons and companies to attach to and maintain
17 upon its poles any wires of such other persons
18 and companies who are lawfully entitled to erect
19 and maintain poles for their own purpose in the
20 streets and highways of such city or town,
21 and all such persons and companies are hereby
22 authorized to make agreements with said company
23 for the use of their poles by said company
24 or of said company's poles by them; and any
25 attachments to poles of other parties heretofore

26 made by said company and by such other parties
27 to poles of said company with its consent are
28 subject to the terms of any agreements with the
29 owners thereof, hereby ratified and confirmed.

1 SECTION 3. Said company may generate, man-
2 ufacture, use and supply electricity for a motive
3 power in any such city or town and for that pur-
4 pose may erect and maintain poles, trolley, feed
5 and stay wires and other devices for conducting
6 electricity in, over and under any streets, high-
7 ways, bridges and town ways in any city or town
8 whereon it has been or may be authorized by the
9 boards of aldermen or selectmen of such cities and
10 towns respectively to operate its railway and upon
11 and over any private land with the consent of the
12 owners thereof and may sell to or purchase from
13 any other street railway company incorporated
14 under the laws of this Commonwealth or the state
15 of New Hampshire electricity for all purposes
16 incidental to the operation of street railways by
17 the electric system of motive power.

