

MAINE STATE LEGISLATURE

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SEVENTY-NINTH LEGISLATURE

HOUSE

NO. 281

House of Representatives, February 28, 1919.

Reported by Mr. Wilson from Committee on Public Utilities
and ordered printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Barnes of Houlton.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND
NINE HUNDRED AND NINETEEN

AN ACT to Amend Section Thirty of Chapter Fifty-six of
the Revised Statutes as Amended by Chapter Seventy-six
of the Public Laws of Nineteen Hundred Seventeen.

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

Section thirty of chapter fifty-six of the revised statutes
2 as amended by chapter seventy-six of the public laws of
3 nineteen hundred seventeen is hereby amended by adding
4 after the word "prescribe" in the nineteenth line of said
5 chapter the following: 'Said commission shall also have
6 authority upon petition of any party interested after notice
7 and hearing to order any railroad company to alter any
8 existing branch railroad track, whenever in its judgment
9 such alteration is necessary for the reasonably convenient

10 conduct of the business of the petitioner. All expenses of
11 such alteration shall be paid by petitioner' so that said
12 chapter as amended shall read as follows:

'The public utilities commission, upon petition of any party
2 interested, after notice and hearing, may order any railroad
3 company to construct, maintain and operate such a branch
4 railroad track to any such mill, mine, quarry, log landing
5 or yard, warehouse, storehouse or manufacturing establish-
6 ment owned or operated by the petitioner whenever said
7 commission shall find that such track is necessary for the
8 reasonably convenient conduct of the business of the peti-
9 tioner and is warranted by the volume of business to be
10 handled thereon and can be so constructed, maintained and
11 operated with due regard to safety and the reasonable op-
12 eration of the railroad; provided, however, that no such
13 order shall be made by said commission unless the peti-
14 tioner shall provide, at his own expense, the right of way
15 for such portion of said track as is not located upon the
16 land of the railroad company; shall pay all the expense
17 of the construction and maintenance of said track; shall
18 furnish such security for said payment and shall comply
19 with such conditions as to fire release and the operation
20 of such track as the commission may prescribe. Said com-
21 mission shall also have authority upon petition of any party
22 interested after notice and hearing to order any railroad
23 company to alter any existing branch railroad track, when-
24 ever in its judgment such alteration is necessary for the

25 reasonably convenient conduct of the business of the peti-
26 tioner. All expenses of such alteration shall be paid by
27 the petitioner. The commission, upon petition of any party
28 interested, after notice and hearing, may permit any party
29 owning or occupying premises adjacent to any track, con-
30 structed under this section to use such track for receiving
31 or holding freight in carload lots upon such terms and
32 conditions as it may prescribe, including the payment of a
33 part of the original cost of such track and of its future
34 maintenance and suitable fire releases.'