

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
February 18, 1840, and March 16, 1842.

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AUGUSTA:  
SPRAGUE & SON, PRINTERS TO THE STATE.  
1887.

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PUBLIC LAWS  
OF THE  
STATE OF MAINE.

1889.

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return of such process and bond, the officer making the attachment shall be relieved of all liability to the plaintiff by reason of such attachment.

Approved March 13, 1889.

### Chapter 312.

An Act prohibiting Savings Banks, Mortgage, Loan and Trust Companies, acting as Administrator or Guardian.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :*

SECT. 1. No savings bank, mortgage, loan, trust or banking company, association or institution, incorporated under the laws of this state, or of any other state and doing business in this state, shall act or do business as administrator or guardian, anything in their charter to the contrary notwithstanding.

Savings banks and trust companies shall not act as administrator or guardian.

SECT. 2. All acts and parts of acts inconsistent with this act, are hereby repealed.

Inconsistent acts, repealed.

SECT. 3. This act shall take effect when approved.

Approved March 13, 1889.

### Chapter 313.

An Act amendatory of Section one hundred and thirteen, Chapter fifty one of the Revised Statutes, and additional to said chapter, relating to Railroad Commissioners.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :*

SECT. 1. Section one hundred and thirteen of chapter fifty-one of the Revised Statutes is hereby amended, so as to read as follows :

SECT. 113. The governor, with the advice and consent of the council, shall appoint three railroad commissioners who shall act as a board and hold their offices for three years; one of them shall be learned in the law and appointed and commissioned as chairman; one of them shall be a civil engineer who shall have had experience in the construction of railroads; and the third shall have had experience in the management and operation of railroads. Said board shall

Railroad commissioners, their appointment and tenure.

—qualification.

## CHAP. 313

—shall keep  
record.  
—expendi-  
tures.

Clerk, appoint-  
ment of.

Compensation  
of commis-  
sioners and  
clerk.

May employ  
experienced  
engineer to  
examine  
bridges.

Railroad corpo-  
rations shall  
furnish reason-  
able facilities.

Additional tax  
shall be paid by  
railroads.

—shall be de-  
termined by  
governor and  
council.

be provided with an office and suitable rooms for hearing in which its record shall be kept; the board may expend a sum not exceeding two thousand dollars annually in procuring necessary books, maps, stationery and statistics, and in defraying expenses incidental and necessary to the discharge of its duties and procuring the assistance of a mechanical expert in the examination of iron bridges. A statement of such expenses shall accompany its annual report. Said board shall also have a clerk to be appointed by the governor on the recommendation of the board, who shall keep a full and minute record of its proceedings. The compensation of said commissioners and clerk, which shall be in full for all services to be performed by them, shall be two thousand dollars per annum for each commissioner, and twelve hundred dollars per annum for the clerk, payable quarterly from the state treasury.'

SECT. 2. Every railroad corporation shall, when requested by the railroad commissioners, have an examination made of any iron bridge or other structure, by a competent and experienced mechanical engineer, who shall report to the board of commissioners forthwith the results of his examinations, his conclusion and recommendations, and transmit a copy of the same to the corporation. The report shall furnish such information in detail, and with such drawings and prints as may be in writing, requested by the board of railroad commissioners.

SECT. 3. Any railroad corporation within this state shall furnish all reasonable facilities to the board of commissioners for the prompt and faithful discharge of the duties prescribed under this act.

SECT. 4. Every railroad company operating any railroad in this state, shall pay to the treasurer of the state a tax in addition to all taxes now provided by law, such a sum as shall be its pro rata part of the amount of the salary and salary of clerks and expenses of the said railroad commissioners, as provided in section one, to be determined by the governor and council on or before April first of each year, according to the gross transportation receipts of any such railroad company in this state, as returned to the railroad commissioners for the year ending September thirtieth, preceding the levying of such tax. The governor and council shall report the same to the treasurer of the state, who shall forthwith give

notice thereof to every railroad company operating any railroad in this state, and said tax shall be payable on the first day of July next after the levy is made. CHAP. 313

SECT. 5. All parts of chapter fifty-one of the Revised Statutes, and any amendments thereto, so far as they are inconsistent with the provisions of this act, are hereby repealed. Inconsistent acts, repealed.

Approved March 13, 1889.