

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE

1895.

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1895.

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1895.

Chapter 320.

An Act to incorporate the Kennebago Railroad Company.

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

SECT. 1. George M. Goodwin, A. B. Gilman, Calvin Putnam, Weston Lewis, J. S. Maxcy, P. H. Winslow, F. E. Timberlake, F. N. Beal and I. W. Green, their associates and assigns, are hereby made and constituted a body corporate and politic, by the name of the Kennebago Railroad Company, with all the powers, rights, privileges, and subject to all the duties, restrictions and obligations conferred and imposed on railroad corporations by the laws of the state.

SECT. 2. Said corporation is hereby authorized and empowered to survey, locate, construct, operate, maintain, alter and keep in repair a railroad, commencing at and connecting with the Phillips and Rangeley Railroad at some convenient point in Township Number Two, Range Two, West Bingham's Kennebec Purchase, known as Dallas Plantation in the county of Franklin, and extending thence northerly through Townships Number Two, Range Three, West Bingham's Kennebec Purchase, known as Lang Plantation, Township Number Three, Range Three, West Bingham's Kennebec Purchase, and Township Number Three, Range Four, West Bingham's Kennebec Purchase, to some point in said Township Number Three, Range Three or Township Number Three, Range Four, all in the county of Franklin.

SECT. 3. Said corporation is hereby granted the power to build all necessary bridges on the route that may be selected, and shall have the right to take or purchase, and hold or assign and convey so much of the land or other real estate of private individuals or corporations, except the property of other railroads, which may be taken as hereinafter provided, as may be necessary or convenient for the location or construction, and convenient for operation of said railroad, and shall also have the right to take and remove and use for the construction and repair of said railroad and its appurtenances, any earth, gravel, stone, timber or other materials on or from the land so taken ; provided, however, the land so taken shall not exceed four rods in width, except when greater

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width is necessary for purpose of excavation or embankment, and for side tracks and buildings, as provided by law, and provided, also, that in all cases said corporation shall pay for such lands, estates or materials, such prices as they and the owner or owners thereof may mutually agree upon, and in case such parties shall not agree upon such price, then said corporation shall pay in each case, such damages as shall be ascertained and determined by the county commissioners of the county in which such lands, estates or materials may be situated, in the same manner and under the same conditions as they are or may be made, under the general laws of the state relating thereto. The lands so taken shall be held by said corporation in the manner now provided by law, and in case said road shall pass through any woodlands or forests, said corporation shall have the right to remove or fell any standing trees within four rods of such road, which by their liability to be blown down or from their natural falling might obstruct or injure said road, or be liable to catch fire from any passing train, by paying a just compensation therefor, to be determined and recovered in the same manner as other damages provided for by their act; provided, that nothing contained therein shall authorize said corporation to take the land of any other railroad corporation within the limits of their actual way location acquired by purchase or otherwise, or their necessary depot grounds, without the written consent of said corporation, except in case of crossing and connection with said roads, as provided by the general laws of the state.

—damages,
how
ascertained.

May cut down
trees.

—proviso.

May use
steam or
electricity.

May act as
express Co,
Maintain
hotels, etc.

SECT. 4. The said corporation is authorized to operate its railroad by steam or electricity, or both. It is further authorized to carry on the business of an express company and to maintain telephone and telegraph lines for public use along its location. It may also erect and maintain hotels, cottages and pleasure grounds near and around Kennebago lake and the islands therein, and it may take and hold at any point on its line such lands as may be necessary for the manufacture of and the handling, storing or piling of manufactured or unmanufactured lumber to be shipped over its line and it may also take, hold, manage, operate and control timber lands, the product of which may be conveniently shipped over its line, provided, that the right of taking lands or other property

shall not extend to property so to be used for the purposes named in this section, and all such lands or property, shall be acquired by lease or purchase and in no other way.

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—proviso.

SECT. 5. The capital stock of said corporation shall consist of not less than five hundred shares, of fifty dollars each, and the amount of capital stock and number of shares may be increased from time to time by the direction of the stockholders with the approval of the railroad commissioners, to an amount not exceeding one hundred thousand dollars, in shares of fifty dollars each, and said corporation is hereby authorized and empowered to issue its bonds to an amount not exceeding fifty thousand dollars and secure the same by a mortgage of its road, franchise and property, or in any other way or manner it may deem proper.

Capital stock.

May issue bonds.

SECT. 6. The officers of said corporation may be elected annually. The powers and duties of the officers, and the number constituting the board of directors, shall be such as may be required or prescribed in the by-laws of the corporation.

Officers, when and how elected.

SECT. 7. Said corporation is hereby authorized and empowered to connect its railroad with the railroad of any other company or corporation; to sell or lease its railroad or property, or any part thereof, either before or after its completion, to any other railroad or other company or corporation; to amalgamate its stock with the stock of any other company or corporation, upon such terms as may be mutually agreed upon, which sale, lease or amalgamation shall be binding upon the parties thereto.

May connect with other railroads.

May sell or lease, its road.

SECT. 8. A toll is hereby granted for the benefit of said corporation upon all passengers and property which may be conveyed or transported on or over its railroad, at such rates as may be established, subject to the laws of the state.

Toll granted.

SECT. 9. This corporation shall commence construction on or before January one, in the year of our Lord one thousand eight hundred and ninety-seven.

When construction shall commence.

SECT. 10. This charter is granted because the object cannot be attained under the general laws.

Why charter is granted.

SECT. 11. The granting of this charter or the building of the road under the same, shall not in any way operate to prejudice an extension of the Rumford Falls and Rangeley

Shall not prejudice Rumford Falls & Rangeley

CHAP. 320 Lakes Railroad from Bemis stream to Kennebago lake, and
Lakes R. R. points beyond.
extension.

SECT. 12. This act shall take effect when approved.

Approved March 27, 1895.