

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth  
Legislature

1909

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**CHAP. 341**

returnable before the municipal court in said town or city,' so that said section as amended shall read as follows:

Concurrent jurisdiction with supreme judicial court.

'Section 3. Said court shall have original jurisdiction concurrent with the supreme judicial court, in all civil actions wherein the debt or damages demanded does not exceed one hundred dollars, in which any party defendant to the actions shall reside, or, if not an inhabitant of the state, shall be commorant in the county of York; and said court shall have original jurisdiction, concurrent with the supreme judicial court and the municipal courts of the cities of Biddeford and Saco, over crimes, offenses and misdemeanors committed in said county of York, which are, by law, cognizable by trial justices or municipal courts, provided that all warrants issued by said court for offenses committed in any town or city in which a municipal court is established shall be made returnable before the municipal court in said town or city.'

Approved March 29, 1909.

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### Chapter 341.

An Act to incorporate the Belfast and Liberty Electric Railroad Company.

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

Corporators.

Section 1. R. H. Cassens, W. A. Clark, M. W. Lord, H. F. Hanson, E. F. Littlefield, H. W. Littlefield and J. M. Cormick, their associates, successors and assigns, are hereby constituted a corporation by the name of the Belfast and Liberty Electric Railroad Company, with authority to construct, maintain and use a street railroad, to be operated by electricity, with convenient single or double tracks, side tracks, switches and turnouts, with any necessary or convenient line of poles, wires, appliances, appurtenances or conduits, from Belfast, upon and over any public highway leading from said Belfast to and through the town of Liberty and from and to such other points and upon and over such other streets and ways, in the towns of Belfast, Morrill, Searsmont, Belmont, Montville, Freedom and Liberty, as shall from time to time be fixed and determined by the municipal officers of said towns, and assented to in writing by said corporation, and shall also have authority to construct, maintain and use said railroad over and upon the lands where the land damages have been mutually settled by said corporation and the owners thereof, provided, how-

—corporate name.

—rights and powers.

—route.

—Municipal officers to determine what streets shall be occupied.

ever, that all tracts of said railroad shall be laid at such distances from the sidewalks in any of said towns as the municipal officers shall, in their order of fixing the routes and location of said railroad, determine to be for public safety and convenience. The written consent of said corporation to any vote of the municipal officers of either of said towns, prescribing from time to time, the routes of said railroad therein, shall be filed with the clerk of said town, and shall be taken and deemed the location thereof. Said corporation shall have power, from time to time, to fix such rates of compensation for transporting persons and property as it may think expedient, and shall have all the powers and be subject to all the liabilities of corporations as set forth in the forty-seventh chapter of the revised statutes of nineteen hundred and three.

—written consent shall be filed with town clerk.

—may fix rates of traffic.

Section 2. The municipal officers of said towns shall have power, at all times, to make all regulations as to the rate of speed, the removal of snow and ice from the streets, roads and ways by said company at its expense, and the manner of use of the tracks of said railroads within each of said towns as public convenience and safety may require.

Regulations as to rate of speed, removal of snow and ice from streets, etc.

Section 3. Said corporation shall keep and maintain in repair such portions of the streets and ways as shall be occupied by the tracks of said railroad, and shall make all other repairs of said streets, roads and ways within either of said towns which in the opinion of the municipal officers may be rendered necessary by the occupation of the same by said railroad, and if not repaired upon reasonable notice, such repairs may be made by said towns at the expense of said corporation.

Corporation shall keep in repair streets and ways occupied.

Section 4. If any person shall wilfully or maliciously obstruct said corporation in the use of its roads or tracks or the passing of the cars or carriages of said corporation thereon, such person and all who shall aid or abet therein, shall be punished by a fine not exceeding two hundred dollars or imprisonment in the county jail not exceeding sixty days.

Penalty for obstructing tracks, etc.

Section 5. The capital stock of said corporation shall not exceed three hundred and fifty thousand dollars, to be divided into shares of one hundred dollars each.

Capital stock.

Section 6. Said corporation shall have the power to lease, purchase or construct a wharf in the city of Belfast, and to lease, purchase or hold such real or personal estate as may be necessary and convenient for the purpose of management of said road.

May construct a wharf.

—May hold real estate.

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Municipal officers shall direct manner of construction, etc.

--manner of crossing railroad already built, how determined in case of dispute.

May change location of railroad.

Town authorities may enter on streets so occupied to make repairs, etc.

Horse or electric railroad may connect with said railroad.

May issue bonds and mortgage property.

First meeting, how called.

Charter null and void in two years.

Section 7. Said railroad shall be constructed and maintained in each of said towns in such form and manner and upon such grade and with such rails as the municipal officers of said town shall direct, and whenever in the judgment of the said corporation it shall be necessary to alter the grade of any street or way, said alteration may be made at the sole expense of said corporation, provided, the same shall be assented to by the municipal officers of the town wherein said grade so sought to be changed is located. If the tracks of said corporation's railroad crosses any other railroad, and a dispute arises in any way in regard to the manner of crossing, the board of railroad commissioners of the state shall, upon hearing, decide and determine, in writing, in what manner the crossing shall be made, and it shall be constructed accordingly.

Section 8. Said corporation may change the location of said railroad at any time by first obtaining the written consent of the municipal officers of the town in which the change is so sought to be made, and to make additional locations subject to the foregoing provisions and conditions.

Section 9. Nothing in this act shall be construed to prevent the proper authorities in either of said towns from entering upon and taking up any of the streets or ways in either of said towns, occupied by said railroad for any purpose for which they may lawfully take up the same.

Section 10. Any person or corporation lawfully operating any horse or electric railroad to any point to which this corporation's tracks extend, may enter upon, connect with and use the same on such terms and in such manner as may be agreed upon between the parties, or if they shall not agree, to be determined by the railroad commissioners of the state of Maine.

Section 11. Said corporation is hereby authorized to issue bonds in such amount, and on such time as may from time to time, be determined, in aid of the purposes specified in this act, and to secure the same by a mortgage of its franchise and property. It is also hereby authorized to lease all of its property and franchises upon such terms as it may determine.

Section 12. The first meeting of said corporation may be called by any two of said corporators giving actual notice in writing to their several associates, and said corporation may make such by-laws as are proper and not contrary to the laws of the state.

Section 13. This charter shall be null and void unless operations for building said railway shall have been actually com-

menced within two years from the passage of this act, and shall in no way prevent the construction of an electric or steam railroad over the route herein proposed, by any corporation organizing under the general law.

unless construction has actually commenced.

Approved March 29, 1909.

**Chapter 342.**

An Act to incorporate the Stratton Water Company.

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

Section 1. O. M. Blanchard, Allen Blanchard, Royal W. Blanchard, B. Blanchard, Ralph Blanchard, with their associates and successors, are hereby made a corporation under the name of the Stratton Water Company, for the purpose of supplying the inhabitants of Stratton village in the town of Eustis with suitable water for industrial, manufacturing, domestic, sanitary and municipal purposes, including the extinguishment of fire; with all the rights and privileges, and subject to all the liabilities and obligations of similar corporations under the laws of this state.

Corporators.

—corporate name.

—purposes.

Section 2. For any of the purposes aforesaid the said corporation is hereby authorized to take and use water from any spring, pond, brook or other waters in the town of Eustis or Flagstaff, Bigelow, or Coplin plantations, except springs now in use for supplying water for domestic purposes; to conduct and distribute the same into and through the said village of Stratton; and to survey for, locate, construct and maintain suitable and convenient dams, reservoirs, buildings, machinery, lines of pipes, aqueducts, structures and appurtenances.

May take water.

—source of water supply.

—may maintain dams and reservoirs, etc.

Section 3. The said corporation is hereby authorized to lay, construct and maintain its lines of pipe under, in and over the Stratton brook and any tributaries thereof, in the said town of Eustis or said plantations of Flagstaff, Bigelow or Coplin, and to build and maintain all necessary structures therefor, at such places as may be necessary for the said purposes of the said corporation; and to cross any water course, private or public sewer, or to change the direction thereof, where necessary for their said purposes of incorporation, but in such manner as not to obstruct or impair the use thereof, and the said corporation shall be liable for any injury or damage caused thereby.

May lay pipes under, in and over Stratton brook and tributaries.

—may cross but shall not impair water courses, sewers, etc.

Section 4. The said corporation is hereby authorized to lay, construct and maintain in, under, through, along, over and across the highways, ways, streets, railroads and bridges in

May lay pipes, aqueducts, etc., along highways, rail-