

# MAINE STATE LEGISLATURE

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# DOCUMENTS

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# THE LEGISLATURE

OF THE

STATE OF MAINE.

1867.

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1867.

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# FORTY-SIXTH LEGISLATURE.

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HOUSE.

No. 79.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SIXTY-SEVEN.

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AN ACT additional to the acts which constitute the charter of the Maine Central Railroad Company.

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

The following sections are additional to the acts  
2 which constitute the charter of the Maine Central  
3 Railroad Company :

SECT. 3. The company is empowered, upon land  
2 which it shall have acquired in the mode prescribed in  
3 the acts to which this is additional, to construct a rail-  
4 road, with one or more sets of rails, extending from  
5 some point in Danville, on the line of its present road,  
6 and at or near the Danville Junction, to the city of  
7 Portland; *provided however*, that if said Maine Cen-  
8 tral Railroad Company shall locate said contemplated

9 road from Yarmouth, or any intermediate point be-  
10 tween that and Portland, along the line of the Port-  
11 land and Kennebec Railroad, it shall do so, so as not  
12 to obstruct or interfere with the tracks of said last  
13 named company, except in crossing the same; *and*  
14 *provided further*, that from a point at the westerly side  
15 of Vaughan's Bridge road (Danforth street) in Port-  
16 land, said contemplated railroad shall not be located  
17 on any land now owned by the Portland and Kenne-  
18 bec Railroad Company, without the consent of said  
19 company, in writing, except to cross the track of said  
20 road west of the land of the glass company.

SECT. 4. The road thus authorized, may pass, in its  
2 course, through any or either of the towns of New  
3 Gloucester, Gray, North Yarmouth, Pownal, Yar-  
4 mouth, Cumberland, Falmouth and Westbrook.

SECT. 5. In relation to this authorized road, the  
2 company is hereby vested, in all respects, with the  
3 same rights, privileges and immunities, and made sub-  
4 ject, in all respects, to the same obligations and liabil-  
5 ities that were attached to it, in relation to its existing  
6 road, either by the general railroad act, chapter fifty-  
7 one of the revised statutes, or by the acts to which  
8 this act is additional.

SECT. 6. If said contemplated railroad shall be  
2 located along the line of the Portland and Kennebec  
3 Railroad, it shall not, without the written consent of  
4 the said railroad company, receive and transport any  
5 passengers or freight, between any point along said  
6 line, after it strikes the road way of said Portland and  
7 Kennebec Railroad.

SECT. 7. All and any real estate acquired for rail-  
2 road uses, shall be taxed to the company by the city  
3 or town in which the estate lies, in the same manner  
4 and upon the same valuation as lands of the same  
5 quality owned by individuals.

SECT. 8. Any person or persons who shall wilfully  
2 obstruct the passage of any carriage upon the track,  
3 or destroy or injure any railroad authorized by this act,  
4 or anything belonging thereto, or any material or  
5 apparatus or implement, designed to be employed in  
6 the construction of the road or for the use of the com-  
7 pany, shall forfeit and pay treble damages, to be re-  
8 covered to the use of the company by suit brought in  
9 the name of its treasurer.

SECT. 9. For such wilful or wanton trespass, the  
2 offender or offenders, on conviction, upon an indict-  
3 ment, are punishable by a fine, to the use of the state,  
4 not exceeding five hundred dollars, or by imprison-

5 ment and labor in the state prison not exceeding six  
6 years.

SECT. 10. Upon the acceptance of this act the com-  
2 pany may, if deemed expedient, increase its capital  
3 stock to an amount in the whole not exceeding ten  
4 thousand shares of one hundred dollars each.

SECT. 11. Five years after the passage of this act  
2 are allowed the company in which to locate and con-  
3 struct said road.

SECT. 12. If this act be accepted by the company,  
2 that acceptance shall be immediately certified by its  
3 clerk to the secretary of state.

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HOUSE OF REPRESENTATIVES, }  
February 16, 1867. }

Reported from the Committee on Railroads, Ways and Bridges,  
by Mr. PHILBRICK, and on motion of Mr. SHEPLEY of Port-  
land, ordered to be printed.

FRANKLIN M. DREW, *Clerk.*