

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.

FORTY-SIXTH LEGISLATURE.

SENATE.

No. 14.

STATE OF MAINE.

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

AN ACT to authorize a further extension of the Androscoggin Railroad.

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

SECTION 1. The Androscoggin Railroad Company is
2 hereby authorized to extend, locate, construct and
3 maintain a branch of its road from any point of its
4 existing road in the city of Lewiston, through the city
5 of Lewiston and the towns of Danville, Auburn, Po-
6 land, Minot, or any of them, and to connect the same
7 with the Atlantic and St. Lawrence Railroad, at some
8 point at or near Mechanic Falls in Poland or Minot,
9 and thence to extend and connect with the Buckfield
10 Branch Railroad at any convenient point near the junc-

11 tion of the same with the Atlantic and St Lawrence
12 railroad.

SECT. 2. Said Androscoggin Railroad Company shall
2 have the same rights, privileges, powers and immuni-
3 ties and be subject to all the duties and liabilities
4 respecting the location, construction, maintenance, use
5 and management of said branch of their railroad here-
6 by authorized to be constructed, that they had and
7 have respecting their existing railroad.

SECT. 3. It is hereby declared that when the said
2 branch of the said railroad shall have been constructed,
3 the existing railroad of said company and the said
4 branch, shall be deemed to be one railroad and be held
5 as one and entire by said company and in the same
6 manner as if the whole railroad had been embraced in
7 the original charter of said company and been con-
8 structed at the same time ; but no mortgage or lien
9 now existing and in force upon said Androscoggin
10 Railroad, its franchise, right of way or rolling stock,
11 earnings or income thereof, shall attach to or hold in
12 any manner whatsoever the branch of said railroad
13 provided for in this act ; and whereas the said com-
14 pany have been and now are divested of their title to
15 the railroad originally built by them, and extending
16 from the crossing of the Maine Central Railroad in the
17 town of Leeds, to the upper or northern terminus

18 thereof, at a point near the village of Farmington Hill,
19 by the foreclosure of a mortgage of said company
20 thereon, together with other real estate, implements,
21 fixtures and rolling stock originally purchased and held
22 by the said company and also conveyed by said mort-
23 gage, being all the property of said company held
24 before their existing railroad was built and equipped ;
25 and whereas their existing railroad was built and
26 equipped with funds in no part derived from the origi-
27 nal stockholders, or from any property or assets of
28 or in any manner or degree derived from any rights,
29 property or assets of the said company as it originally
30 existed, and previous to the former extension of their
31 railroad, but from moneys procured by the issue of new
32 stock for that purpose and by loans secured by mort-
33 gages upon said extension and upon all the rolling
34 stock purchased with money thus obtained, the fran-
35 chise, earnings and income thereof ; and whereas the
36 said company as it now exists, has not nor ever had
37 any benefit or advantage of or from any debts con-
38 tracted by the said original company previous to their
39 said extension and not contracted by them for or
40 respecting the location, construction, maintenance and
41 use of their said extension and its equipments, fix-
42 tures and furniture ; and whereas in an act of the
43 legislature, entitled “ An act additional to an act

44 entitled an act to authorize an extension of the
45 Androscoggin railroad," approved on the twentieth
46 day of March in the year of our Lord one thousand
47 eight hundred and sixty, it is provided in substance,
48 that the said extension is and shall be exempt from all
49 liability for debts previously incurred by said com-
50 pany, now therefore it is hereby further enacted, that
51 the said extension and the branch to be constructed as
52 hereinbefore mentioned, with all other real estate and
53 personal property now held by them or that may here-
54 after be acquired and the earnings and income of the
55 whole road, shall be forever exempt from attachment
56 and seizure on execution to secure, pay, discharge or
57 liquidate any debt contracted, created or owed by said
58 company previous to the twentieth day of March
59 aforesaid, and not contracted or created for or respect-
60 ing the location, construction and use of their said
61 extension, or the branch hereinbefore provided for.

SECT. 4. In order to procure the means to build
2 and equip the said branch of their railroad, the said
3 company may issue new stock, in shares of the par
4 value of one hundred dollars each, to an amount not
5 exceeding four hundred thousand dollars, and may
6 mortgage their whole railroad, or any part or parts
7 thereof, with their franchise, and any or all of their
8 real estate, with or without the equipments, fixtures

9 or furniture, subject to the incumbrances of any mort-
10 gages upon the existing part of said railroad, to any
11 city or cities, town or towns, or any person or persons,
12 party or parties whatsoever, to secure any loan of
13 money, notes, scrip, bonds, or other obligations to said
14 company ; and it shall be sufficient to record such
15 mortgage or mortgages of said railroad, part or parts
16 thereof, with or without personal property, in the reg-
17 istry of deeds of Androscoggin county. But if such
18 mortgages shall convey personal property only, then it
19 shall be sufficient to record the same on the records
20 of mortgages of personal property in the city of Lew-
21 iston.

SECT. 5. This act shall take effect when approved
2 by the governor.

STATE OF MAINE.

IN SENATE, January 24, 1867.

Reported by Mr. WOODMAN, from the Committee on Railroads, Ways and Bridges, and on his motion laid on the table and the usual number of copies ordered to be printed.

THOMAS P. CLEAVES, *Secretary.*