

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 766

H. P. 557

House of Representatives, January 29, 1963

Referred to Committee on Public Utilities. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Hutchins of Kingfield.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT to Incorporate The Sugarloaf Narrow Gauge Railroad Company.

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

Sec. 1. Incorporation. Whereas, the nature of this corporation makes its formation impossible under the general laws, Adrian L. Asherman of Waterville, Harvey W. Boynton of Kingfield, Gordon Glover of Concord, New Hampshire, Gilford Krause of Great Valley, New York, David W. Rollins of Fairfield, Justin R. Strunk, Jr. of Buffalo, New York, Wesley C. Sanborn of Waterville, George F. Terry, III of Waterville and Emil E. Winter, Jr. of Kingfield, their associates and successors, may form a corporation under the name of "The Sugarloaf Narrow Gauge Railroad Company" for the purposes of constructing, maintaining and operating a railroad for public use in the conveyance of persons and property within the County of Franklin. For such purpose they may prepare and file articles of association in which shall be stated the amount of capital stock ; the number of shares of which such stock shall consist ; the names and the places of residence of at least 5 persons who shall act as directors of the proposed company and manage its affairs until others are chosen in their places. Each of such persons shall sign his name, indicate his residence and the number of shares which he agrees to take in the said corporation.

Sec. 2. Approval of articles of association; issue of certificates; certificate conclusive as to organization. The directors shall present to the Public Utilities Commission a petition for approval of said articles of association, accompanied with a map of the proposed route on an appropriate scale. The Public Utilities Commission shall, on presentation of such petition, if they find that all the provisions of section 1 have been complied with, endorse upon said articles a certificate of such facts and the approval of the commission in writing. The Secre-

tary of State shall upon payment of the fees prescribed by the Revised Statutes of 1954, chapter 53, section 12, cause the same with the endorsement thereon to be recorded, and shall issue a certificate in the form prescribed by the Revised Statutes of 1954, chapter 45, section 3.

Sec. 3. Powers. The corporation shall have all the powers granted to railroad corporations organized under the Revised Statutes of 1954, chapter 45, and all provisions of said chapter, except sections 1, 2, 8 and 22 shall apply to and govern affairs of the corporation. Owing to the special purpose and requirements of said corporation, the Revised Statutes of 1954, chapter 44, shall not apply to said corporation, and the powers granted to said corporation by the Revised Statutes of 1954, chapter 45, sections 10, 11, 15, 21, 28 and 31 may be exercised by said corporation without the requirement of application to, order, approval or certificate of, or determination by any administrative agency.

Sec. 4. Extension of routes. The roads and routes authorized under this act shall not extend beyond a southern terminal or terminals in Jerusalem Township, in the County of Franklin, and a northern terminal or terminals in Crockertown Township, in the County of Frankin.

Sec. 5. Limitation. This act shall become null and void in 2 years from the day when the same takes effect, unless the corporation shall have organized and commenced actual business hereunder.