

# MAINE STATE LEGISLATURE

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# FORTY-NINTH LEGISLATURE.

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SENATE.

No. 53.

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AMENDMENTS proposed to bill "an act to authorize the consolidation of railroad corporations," being Senate Document No. 26.

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AMENDMENT "A," PROPOSED BY MR. MINOT.

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

The Maine Central, Kennebec and Portland, and  
2 Kennebec and Somerset railroad corporations may  
3 consolidate into one corporation, as follows :

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AMENDMENT "B" TO AMENDMENT "A," PROPOSED BY  
MR. CUSHING.

Amend by striking out section one and insert the following :

Whenever the lines of any railroad of any railroad  
2 companies in this state, have been, or may be con-  
3 structed so as to admit the passage of burden and pas-  
4 senger cars over any two or more of such roads contin-  
5 uously, without break or interruption, such companies

6 are hereby authorized to consolidate themselves into a  
7 single corporation, as follows :

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AMENDMENT "C," PROPOSED BY MR. FRENCH.

Amend section seven by striking out all of said section  
after the word "require" in the sixteenth line.

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AMENDMENT "D," PROPOSED BY MR. FRENCH.

Amend by inserting

SECT. 8. Any railroad connecting or consolidating  
2 by virtue hereof, shall not discriminate in any way  
3 against the business of any road connecting therewith,  
4 or leased thereto or to any connecting road, but shall  
5 provide for the connecting business on such fair and  
6 equitable terms as may be necessary to protect and  
7 continue the same, or on the expiration of said lease  
8 or termination of any contract implied therein, shall  
9 renew the lease of such connecting railroad or roads  
10 leased thereto, and be holden for the payment of the  
11 rent of the same.

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AMENDMENT "E," PROPOSED BY MR. REED.

Amend by adding the following section :

SECT. 10. Any railroad which is a branch or con-  
2 necting road with either of the consolidated railroads  
3 may claim and become a part of said consolidated

4 railroads upon such terms and conditions as the said  
5 branch or connecting railroad and said consolidated  
6 roads may mutually agree, or if said roads shall fail to  
7 make a satisfactory agreement, then the said branch  
8 or connecting road may apply to any three of the  
9 justices of the supreme judicial court, who thereupon  
10 shall appoint three discreet and disinterested arbiters,  
11 who shall determine the terms and conditions upon  
12 which said consolidation shall be made.

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AMENDMENT "F," PROPOSED BY MR. REED.

Amend by adding

SECT. 11. The legislature hereby reserves the right  
2 to change, alter, modify, or take away any rights, pow-  
3 ers and privileges which any consolidated corporation  
4 may acquire by virtue of the provisions of section five  
5 of this act.

SECT. 12. The legislature hereby reserves the right  
2 to alter or amend this act.

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AMENDMENT "G," PROPOSED BY MR. MINOT.

Strike out section eight and insert

Any railroad company which shall avail itself of the  
2 provision of this act shall be subject to all general  
3 laws of this state concerning railroads, and shall also

4 be held to waive and surrender all rights, powers and  
5 reservations contained in its act of incorporation or  
6 any acts amendatory thereof inconsistent with the pro-  
7 visions of this act.

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AMENDMENT "H," PROPOSED BY MR. NEALLEY.

SECT. If said railroad corporations shall consoli-  
2 date into one corporation as authorized by this act,  
3 the several roads so consolidated shall be reduced to a  
4 uniform gauge as soon as practicable and within two  
5 years from the date of such consolidation, unless upon  
6 petition of said companies the justices of the supreme  
7 judicial court, for good cause shall extend the time for  
8 such change of gauge, and said consolidated company  
9 within said two years shall extend its road from  
10 Danville Junction to connect with the Portland and  
11 Kennebec Railroad at some available point between  
12 Yarmouth Junction and Portland, so as to afford a  
13 through line from Bangor to Portland by the way of  
14 Augusta and by the way of Lewiston.

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AMENDMENT "I," PROPOSED BY MR. BUFFUM.

Whenever the Portland and Kennebec Railroad Com-  
2 pany and the Maine Central Railroad Company, or any  
3 other railroad companies consolidated with them, shall

4 wish to consolidate with the European and North  
5 American Railway Company, or with the Bangor and  
6 Piscataquis Railroad Company (connecting with said  
7 European and North American Railway Company), or  
8 with either or both of them ; or whenever the Bangor  
9 and Piscataquis Railroad Company or the European  
10 and North American Railway Company, or both of  
11 them, shall wish to consolidate with the Maine Central  
12 Railroad Company and the Portland and Kennebec  
13 Railroad Company, or any other railroad companies  
14 consolidated with them, said railroad companies shall  
15 be so consolidated on terms to be mutually agreed upon  
16 by the said railroad companies. In case either of said  
17 parties cannot agree upon a satisfactory basis of con-  
18 solidation, the terms of consolidation shall be referred  
19 to three commissioners, one of which shall be chosen  
20 by each party in interest, and the third commissioner  
21 by the two already chosen. The decision of said com-  
22 missioners shall be final.



STATE OF MAINE.

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IN SENATE, March 4, 1870.

On motion of Mr. LANE, the several amendments were laid on the table and ordered to be printed.

SAMUEL W. LANE, *Secretary.*