

# MAINE STATE LEGISLATURE

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# FIFTY-FIRST LEGISLATURE.

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HOUSE.

No. 99.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SEVENTY-TWO.

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AN ACT to amend section thirteen of chapter fifty-one of revised statutes, relating to railroads.

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

Section thirteen of chapter fifty-one of the revised  
2 statutes of this state, is hereby amended by striking  
3 out the words "the corporation" in the sixth line of  
4 said section, and inserting instead thereof, the words  
5 'either party,' so that it shall read as follows :

6 SECT. 13. Railroads may cross highways in the line  
7 of the railroad ; but cannot pass along them without  
8 leave of the town. The condition and manner of cross-  
9 ing are to be first determined, in writing, by the  
10 county commissioners and entered in their records, who  
11 are to give reasonable notice of their intentions, to the

12 municipal officers of the town in which such crossing  
13 is proposed. When either party is dissatisfied with  
14 their decision, it may make a written application to  
15 the governor, who is to appoint three disinterested  
16 persons, not residents of the county, who, after notice  
17 to the commissioners, and at the expense of the cor-  
18 poration, are to revise and adjudicate upon the matter ;  
19 and their decision, signed and recorded in the records  
20 of the commissioners, is to be final. No crossing of a  
21 street in a city, not a highway, is to be made without  
22 the written consent of the mayor and aldermen, stating  
23 the manner and conditions thereof, to be recorded in  
24 the records of the commissioners. Crossings not so  
25 made are to be regarded as nuisances, and may be so  
26 treated, and the directors making them are personally  
27 liable.

STATE OF MAINE.

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IN HOUSE OF REPRESENTATIVES, }  
February 19, 1872. }

Referred to Committee on Judiciary by the House, came back from the Senate and referred to next Legislature, laid on table in House and ordered printed.

S. J. CHADBOURNE, *Clerk.*