

MAINE STATE LEGISLATURE

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Sixty-Fourth Legislature.

HOUSE.

No. 79.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND EIGHTY-NINE.

AN ACT additional to the Charter of the Portland and Rochester Railroad.

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

SECTION. 1. The Portland and Rochester Railroad is
2 hereby authorized, subject, so far as the location herein-
3 after named, shall fall within the limits of the city of
4 Portland, to the approval of the legal voters of said city
5 of Portland, voting in the manner hereinafter provided, to
6 extend its road or a branch thereof, commencing at a point
7 in Portland or Deering in or near the mill pond on the
8 westerly side of Green street, thence westerly to and
9 crossing Grove and St. John streets, thence southwest-
10 erly to a connection with the railroad of the Maine Cen-
11 tral Railroad Company, between Portland and Congress
12 streets, and to locate, construct, maintain, and use the
13 same; provided, that said location, if made, shall be sub-

14 ject to the joint use by other railroad companies, in such
15 manner and upon such terms as may be determined by
16 the mayor and aldermen of Portland, subject to revision
17 by the supreme judicial court, as provided in section one
18 hundred and twenty, chapter fifty-one of the Revised
19 Statutes.

SECT. 2. The qualified voters of said city shall be
2 called upon to give in their votes upon the question of
3 any extension which may be proposed by said Portland
4 and Rochester Railroad, or its officers, under the pro-
5 visions of the preceding section, at the meetings in the
6 several wards thereof, duly warned by the mayor and
7 aldermen, to be held on the day of the municipal elec-
8 tion, which shall be held not less than fourteen days next
9 after said Portland and Rochester Railroad, or its officers,
10 shall file in writing with the clerk of said city of Portland,
11 a full and complete description of any such intended
12 extension, and a statement of the terms and conditions
13 upon which the same shall be constructed and maintained,
14 if granted.

Such question shall be determined in the following man-
16 ner, that is to say: each voter in favor of such proposed
17 extension, shall express such preference by a ballot bear-
18 ing the word "yes;" and each voter opposed thereto,
19 by a ballot bearing the word "no;" all such ballots to be
20 deposited in separate ballot boxes, in the manner provided
21 by law for the submission of a constitutional amendment.
22 And, thereupon, the same proceedings shall be had
23 respecting the sorting, counting, declaring and recording
24 the returns of said votes, as is provided by law at the
25 election of the mayor of said city. And the board of

26 mayor and aldermen shall, within three days after such
27 meetings, meet together and compare the returns of the
28 ward officers; and, if it appears that a majority of all the
29 votes given on the question of such proposed extension
30 bear the word "yes," and are in favor thereof, the city
31 clerk shall make a record of the fact, and thereupon, by
32 force of such vote and record, said Portland and Roch-
33 ester Railroad shall be authorized to locate, construct,
34 maintain and use any such extension upon the terms and
35 conditions set out in the statement filed by said Portland
36 and Rochester Railroad, or its officers, with the clerk of
37 said city of Portland, as hereinbefore provided.

SECT. 3. All damages for land taken shall be estimated
2 and paid, and all other proceedings shall be conducted in
3 accordance with the provisions of law.

SECT. 4. Proceedings under sections one and two of
2 this act shall precede the filing of the location in the
3 manner now required by law.

SECT. 5. This act shall take effect when approved.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
February 1, 1889. }

Tabled, pending first reading, and ordered printed on motion of Mr.
SPOFFORD of Bucksport.

NICHOLAS FESSENDEN, *Clerk.*