

MAINE STATE LEGISLATURE

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Sixty-Fifth Legislature.

HOUSE.

No. 56.

STATE OF MAINE.

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

AN ACT to amend chapter four hundred and eighteen of
the Private and Special Laws of eighteen hundred and
eighty-nine.

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

SECTION 1. Chapter four hundred and eighteen of the
2 Private and Special Laws of eighteen hundred and eighty-
3 nine, entitled "An Act to amend and add to 'An Act to
4 incorporate the Lime Rock Railroad Company'" is hereby
5 amended so as to read as follows:

'Section 1. Francis Cobb, Timothy Williams, Maynard
7 Sumner, Nathan A. Farwell, William Wilson, Cornelius
8 Henrihan, John W. Hunt, Charles W. Snow, Jonathan
9 White, Benjamin Clark, John T. Berry, George W.

10 Ricker, and Thomas Colson, their associates, successors
11 and assigns, are hereby constituted a corporation by the
12 name of the Lime Rock Railroad Company, with author-
13 ity to construct, maintain and use one or more lines of
14 railroad to be operated by steam or horse power, with
15 single or double track, from the lime quarries in the city
16 of Rockland and the town of Thomaston, in such direc-
17 tions as may best convene the transportation of limestone
18 from said quarries, to the various lime kilns in said city
19 and town, together with other freight, with convenient
20 branches to accommodate each kiln and quarry.

The locations of its railroads, as heretofore made by
22 said corporation, are hereby declared to be valid and
23 legal. Said corporation is hereby authorized and empower-
24 ed to construct, maintain, use and operate all side tracks,
25 spurs, turnouts, and branches, and to make such additions
26 to its present location, from time to time, as may be
27 necessary or convenient in order to reach the various lime
28 quarries and lime kilns that are now opened or built, or
29 that may be hereafter opened or built, in said city and
30 town. Said corporation is hereby authorized to construct,
31 maintain and operate, its railroad over and across
32 tide waters in "Lermond's Cove", in said Rockland, so as
33 to connect its present termini. When constructed across
34 said Cove, said road shall be constructed with all neces-
35 sary draws, maintained and operated at the expense of
36 said corporation, so that all kinds of navigation may be
37 able to reach all of the riparian property around said
38 Cove.'

SECT. 2. Said corporation shall have power to purchase
2 and hold such real estate as may be necessary and con-

3 venient for the aforesaid purposes and management of said
4 railroad; and to take and hold as for public uses, land
5 and all materials in and upon it, subject to the same
6 damages and proceedings as when land is taken by other
7 railroads, under the general laws of the State. The pro-
8 visions of section sixteen of chapter fifty-one of the Revised
9 Statutes of Maine, shall not apply to the side tracks, spurs,
10 turnouts, or branches of this corporation, but all land, and
11 all materials in and upon it, taken by this corporation for
12 such purposes, shall be taken under the provisions of
13 section fifteen of said chapter. And said company may
14 lay its track across or along town ways, streets and high-
15 ways of said city and town, in such manner, as to grade
16 and direction, as the municipal officers thereof may direct
17 in writing; and if they and the corporation cannot agree
18 upon the manner, either party may appeal to the county
19 commissioners of Knox county, who shall give reasonable
20 notice, hear the parties and decide the matter, and their
21 decision shall be final.

SECT. 3. Said corporation, may, from time to time, fix
2 such rates of transportation for freight, on their road, as
3 they deem expedient, and shall have all the powers and
4 rights, and be subject to all the liabilities of similar corpo-
5 rations, under the general laws of the State.

SECT. 4. The capital stock of said corporation shall not
2 exceed seven hundred and fifty thousand dollars, to be
3 divided into shares or one hundred dollars each.

SECT. 5. Said corporation shall keep and maintain in
2 repair such portion of the town ways, streets or highways,
3 as shall be occupied by the track of its railroad; but
4 changes of its grade rendered necessary, by the change of

5 grade of any of said ways or streets, shall be made at the
6 expense of said city or town, and not of said corporation.

SECT. 6. Nothing in this Act shall be construed to pre-
2 vent the proper authorities of said city or town, respec-
3 tively, from entering upon and taking up any of the town
4 ways, streets or highways, occupied by said railroad, for
5 any purpose for which they may now lawfully take up the
6 same.

SECT. 7. If any person shall wilfully and maliciously
2 obstruct said corporation in the use of its road or tracks,
3 of the passing of the cars or carriages of said corporation
4 thereon, such person and all who shall aid and abet therein,
5 shall be punished by a fine not exceeding two hundred dol-
6 lars, or may be imprisoned in the county jail for a period
7 not exceeding sixty days.

SECT. 8. The organization of the Lime Rock Railroad
2 Company, under said act and amendments, is hereby made
3 valid and legal.

SECT. 9. Said corporation is hereby authorized to issue
2 bonds in such amounts, and on such time, as it may from
3 time to time determine, in aid of the purposes specified in
4 this act and all amendments thereof, and to secure the
5 same, by such mortgages of its franchises and property, as
6 it may from time to time determine to execute therefor.

SECT. 10. This act shall take effect when approved.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
February 5, 1891.

Tabled, pending acceptance of report by Mr. AYER of Oakland, and
ordered printed.

W. S. COTTON, *Clerk.*