

MAINE STATE LEGISLATURE

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Sixty-Seventh Legislature.

HOUSE.

No. 386.

STATE OF MAINE.

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

AN ACT to amend Sections thirty-four and seventy-five of Chapter fifty-one of the Revised Statutes as amended by chapter two hundred and five of the Public Laws of 1893, relating to Highway crossings.

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

SECTION 1. Section 34 of chapter 51 of the Revised Statutes, as amended by chapter 205 of the Public Laws of 1893, is hereby amended as follows: by striking out the word "is" in the tenth line and inserting instead thereof the words 'or automatic signals are,' and also by inserting after the word "stationed," in the eleventh line, the words 'or automatic signals to be maintained' so that said section as amended shall read as follows:

‘Section 34. When the municipal officers of a town
10 deem it necessary for public safety, that gates should be
11 erected across a way where it is crossed by a railroad, and
12 that a person should be appointed to open and close them,
13 they may make such request in writing; and in case of
14 neglect or refusal they may apply to the railroad commis-
15 sioners to decide upon the reasonableness of such request,
16 who, after notice and hearing, shall decide. When they
17 decide that such a request is reasonable, or that at said
18 crossing a flag-man or automatic signals are necessary for
19 the public safety, they may, upon said application, order
20 a flag-man to be stationed or automatic signals to be main-
21 tained there, instead of gates, and the corporation shall
22 comply with such order and pay the costs; when they
23 decide otherwise, the costs shall be paid by the appli-
24 cants.’

SECT. 2. Section 75 of said chapter 51 of the Revised
2 Statutes, as amended by chapter 377 of the Public Laws
3 of 1885 is hereby further amended by inserting after the
4 word “gate” in the fourth line thereof the words ‘or auto-
5 matic signals ordered or approved by the railroad commis-
6 sioners.’ So that said section, as amended, shall read as
7 follows:

‘Section 75. No engine or train shall be run across a
9 highway near the compact part of a town at a speed
10 greater than six miles an hour, unless the parties operating
11 the railroad maintain a flag-man, or a gate or automatic
12 signals ordered or approved by the railroad commissioners,
13 at the crossing of such highway. And no way shall be
14 unreasonably and negligently obstructed by engines, ten-
15 ders or cars. The corporation forfeits not exceeding one
16 hundred dollars for every such offence.’

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
March 21, 1895. }

Reported by Mr. GILBERT of Canton, from Committee on Railroads, Telegraphs and Expresses, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*