

MAINE STATE LEGISLATURE

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Sixty-Eighth Legislature.

HOUSE.

No. 366.

STATE OF MAINE.

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

AN ACT to amend the charter of the Waldo Street Railway
Company.

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

Section 1. Section one of chapter three hundred and nine
2 of the private and special laws of eighteen hundred and
3 ninety-five, entitled "An Act to amend section one of chap-
4 ter two hundred and fifty-three of the Private and Special
5 Laws of eighteen hundred and ninety-one entitled 'An Act
6 to incorporate the Waldo Street Railway Company' as
7 amended by chapter six hundred and thirty-seven of the
8 Private and Special Laws of eighteen hundred and ninety-
9 three," is hereby amended by adding after the word "main-
10 taining" in line twenty-four the words 'a bridge of sufficient
11 width for teams, foot passengers and the tracks of said cor-

12 poration with,' so that said section, as amended, shall read as
13 follows:

 'Section 1. C. B. Hazeltine, J. G. Brooks, A. A. Howes,
15 William B. Swan, J. H. Quimby, Nathan F. Houston,
16 Charles Baker and J. H. Howes, of Belfast, in the county of
17 Waldo, Samuel E. Shepherd and Herbert L. Shepherd, of
18 Rockport, and E. K. O'Brien, of Thomaston, in the county
19 of Knox, and State of Maine, their associates, successors
20 and assigns, are hereby constituted a corporation by the
21 name of Waldo Street Railway Company, with authority to
22 construct, maintain and use a street railroad to be operated
23 by electric or animal power, with convenient single or
24 double tracks, side tracks, switches and turnouts, with any
27 town of Stockton Springs, through the town of Searsport,
26 appurtenances and conduits, from and to such points in the
27 town of Stockton Springs, through the town of Sheepscot,
28 the city of Belfast and the towns of Northport and Lincoln-
29 ville, to the line between the towns of Camden and Lincoln-
30 ville, upon and over such streets in said towns and city as
31 shall from time to time be fixed and determined by the muni-
32 cipal officers of the said several towns and city aforesaid
33 and assented to in writing by said corporation, and shall
34 have the right to cross tide water in Belfast bay or harbor,
35 at any place above Lane's wharf, so called, as near the high-
36 way bridge as a competent engineer will determine that a
37 practicable curve can be made in said bay or harbor, by
38 building and maintaining a bridge of sufficient width for
39 teams, foot passengers and the tracks of said corporation
40 with suitable draws for the accommodation of navigation;
41 and also shall have authority to construct, maintain and use
42 said railroad, over and upon any land of private owners

43 where consent is obtained and damages paid or released,
44 provided, however, that all tracks of said railways shall be
45 laid at such distances from the sidewalks of said towns and
46 city, as the municipal officers thereof shall in their orders
47 fixing the routes of said railway, determine to be for public
48 safety and convenience. The written assent of said corpora-
49 tion to any vote or votes of the municipal officers of said
50 towns and city prescribing from time to time the routes of
51 said railway, shall be filed with the clerks of the said several
52 towns and city, and shall be taken and deemed to be the
53 location thereof, which shall not afterwards be changed
54 except by the mutual consent of the municipal officers of
55 said city and towns and the corporation. Said corporation
56 shall have power from time to time to fix such rates of com-
57 pensation for transportation of persons and property as it
58 may think expedient; to issue bonds and secure the same by
59 mortgage of its franchise and property; also it is authorized
60 to lease all of its property and franchises upon such terms
61 as it may determine, and in general shall have all the powers
62 and be subject to all the liabilities of corporations, as set
63 forth in the forty-sixth chapter of the Revised Statutes; the
64 rights of said corporation in laying its rails and maintaining
65 its road, shall be no more than are, or may be granted by
66 the municipal officers of said city and towns; and in the
67 matter of keeping in repair that portion of the road between
68 the rails and adjacent to them outside, the corporation shall
69 be limited and bound by the restrictions and conditions
70 imposed by the said city and towns at the time of granting
71 the license. Said corporation shall at all times maintain a
72 suitable conveyance for passengers at reasonable hours and
73 when not expedient to operate said road by electricity, its

74 cars shall be propelled by animal power, provided, however,
75 that upon written application by said corporation to the
76 municipal officers of said city or the municipal officers of
77 any of said towns, and hearing thereon, the municipal offi-
78 cers of such city or town may authorize said corporation to
79 discontinue the running of its cars within the limits of such
80 city or town, during such portions of the winter months,
81 and upon such terms and conditions as they may determine;
82 said company may appeal from such decision to the board
83 of railroad commissioners, who shall, after reasonable notice
84 and hearing, make such a determination thereon, as shall be
85 reasonable and proper, and their decision shall be final.'

Sect. 2. For the purpose of connecting its tracks as
2 located in the streets and ways of said city of Belfast with the
3 tracks to be constructed on the bridge authorized by section
4 one, the said corporation is authorized to take and hold, as
5 for public uses, such lands as may be necessary for such
6 connections and for the approaches to said bridge and for
7 the construction of said connections, bridge and approaches.
8 Said lands shall be taken and the damages therefor be deter-
9 mined and paid, in the manner and under the proceedings
10 provided in chapter fifty-one of the Revised Statutes, as
11 amended, for lands taken for steam railroads.

Sect. 3. The said corporation is authorized to lease the
2 said bridge authorized by section one, and the approaches
3 thereto, to the city of Belfast upon such terms and with such
4 stipulations and for such time as may be agreed upon
5 between said corporation and the city council of said city,
6 with the right on the part of the said city to purchase the
7 same in such manner and on such terms as shall be therein
8 agreed; and after such lease it shall be the duty of the city

9 council of said city, so long as the same shall remain in force,
10 to annually appropriate a sum sufficient for the annual rental
11 therein agreed as a part of the current expenses of said city,
12 and such appropriations so made shall be set apart and shall
13 not be diverted to any other use or purpose whatsoever.
14 The city of Belfast is so authorized to make such lease by
15 majority vote of its city council.

Sect. 4. The time within which the said corporation is
2 required by general law to actually commence business is
3 hereby extended two years from the twenty-seventh day of
4 March in the year of our Lord one thousand eight hundred
5 and ninety-seven. *

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



STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES,

March 23, 1897.

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

W. S. COTTON, *Clerk.*