

MAINE STATE LEGISLATURE

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Seventy-first Legislature.

HOUSE.

No. 287

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND THREE.

AN ACT to amend section 15 of chapter 51 of the Revised
Statutes relating to recording locations of railroads.

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

Section 1. Section 15 of chapter 51 of the Revised Statutes
2 is hereby amended by striking out the words "approved by
3 them and recorded" in the fourth line of said section and
4 inserting in the place thereof the words 'who shall endorse
5 the time of the filing thereon and order said location
6 recorded,' so that said section, as amended, shall read as
7 follows:

'Sect. 15. The railroad shall be located within the time and
9 substantially according to the description in its charter; and
10 the location shall be filed with the county commissioners, who
11 shall endorse the time of the filing thereon and order said

12 location recorded. When a corporation, by its first location,
13 fails to acquire the land actually embraced in its roadway,
14 or the location as recorded is defective or uncertain, it may,
15 at any time, correct and perfect its location, and file a new
16 description thereof; and in such case it is liable in damages,
17 by reason of such new or amended location, only for land
18 embraced therein for which the owner had not previously
19 been paid. Any subscriber to the stock, alleging that it has
20 not been located according to its charter, may, before pay-
21 ment of his subscription, make written application to the
22 county commissioners in the county where the deviation is
23 alleged, stating it, who after fourteen days' notice to the cor-
24 poration, and upon a view and hearing, shall determine
25 whether it has been located as required; if they determine
26 that it has been, no such defense shall be made to any process
27 to enforce payment; if they determine that it has not, the
28 subscription of such applicant is void. The prevailing party
29 recovers costs. Provisions in railroad charters whenever
30 granted, limiting the time within which such railroad shall
31 be completed, shall not affect the portion thereof completed
32 within such time; and all charters under which railroads have
33 been constructed for a portion of the line authorized thereby
34 are confirmed and made valid as to such portion.'

Sect. 2. This act shall take effect when approved.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES,

AUGUSTA, March 7, 1903.

Reported by Mr. LITTLEFIELD of Rockland, from Committee on the
Judiciary, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*