

# MAINE STATE LEGISLATURE

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# Seventy-first Legislature.

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HOUSE.

No. 370

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## STATE OF MAINE.

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

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AN ACT to incorporate the Jonesport Railway Company.

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

Section 1. Edward B. Sawyer, George F. Mansfield, Wil-  
2 liam H. Faulkingham and Fred A. Chandler, their associates,  
3 successors and assigns are hereby constituted a corporation  
4 under the name of the Jonesport Railway Company, with  
5 authority to construct, maintain, equip and operate a line or  
6 lines of single or double track railway, to be operated by  
7 steam or electricity, with the necessary side tracks, switches  
8 and turnouts and other appliances for the passing of cars,  
9 carriages or other vehicles upon or along the streets or ways  
10 in the towns of Jonesport, Jonesboro, Addison, Columbia  
11 Falls, Columbia and Harrington.

Sect. 2. Said company shall have authority to extend its  
2 railway over the bridge across the navigable tide waters of  
3 Indian river in Jonesport and Addison also over the bridge  
4 across the navigable tide waters of Branch stream, in the town  
5 of Addison.

Sect. 3. Said company may purchase and hold or lease real  
2 estate in said towns for railway purposes, and also for the  
3 purpose of car houses, power houses and waiting rooms, to the  
4 amount deemed necessary by the directors. And in case the  
5 company is unable to agree with the owners of the land  
6 required under this section, and necessary for the convenience  
7 of the company, the taking of such land shall be done as pro-  
8 vided in chapter fifty-one of the Revised Statutes.

Sect. 4. Said railroad shall be occupied and used by said  
2 company with animal or electric power. The municipal offi-  
3 cers of each of said towns shall have power at all times to  
4 make all such regulations valid and binding within the limits  
5 of their towns only, as to the rate of speed of cars or trains,  
6 and the removal of snow and ice from the streets, roads and  
7 highways from and alongside of its tracks at the expense of  
8 said railway company, as the public convenience and safety  
9 may require.

Sect. 5. The tracks of said company shall be laid in such  
2 parts of the streets, roads or highways as the municipal offi-  
3 cers of either of said towns shall direct; and poles may be set  
4 at convenient places and distances along the streets, roads or  
5 highways over which the tracks of the railroad shall be laid,  
6 from which trolley wires may be suspended for the operation  
7 of cars by electricity, at such points as the municipal officers  
8 may direct.

Sect. 6. Said road shall be constructed in such form and  
2 manner and with such rails and appliances that so much of the  
3 streets, roads and ways as are occupied thereby shall be safe

4 and convenient for travelers, and said road shall be liable to  
5 an action on any case for any loss or damage which any per-  
6 son may sustain by reason of any failure to comply with this  
7 provision.

Sect. 7. The company may lay its tracks across the tracks  
2 of any steam railroad, but the manner and terms of the cross-  
3 ing shall be determined by the railroad commissioners before  
4 the crossing is made.

Sect. 8. Said company is hereby authorized to lease all of  
2 its property and franchises on such terms as it may determine ;  
3 also to consolidate with or to acquire by lease, purchase or  
4 otherwise the lines, property or franchises of any other street  
5 railway, whose lines as constructed or chartered would form  
6 connecting or continuing lines with the lines of this company,  
7 and in such case this company shall be entitled to all the privi-  
8 leges and be subject to all the appropriate conditions and  
9 limitations contained in the charters thus united with or  
10 acquired. Whenever any person or corporation shall be law-  
11 fully operating any railroad to any point to which this com-  
12 pany's tracks extend, this company may enter upon, connect  
13 with and use the same on such terms and in such manner as  
14 may be agreed upon between the parties.

Sect. 9. This company shall keep and maintain in repair,  
2 such portion of the streets, town or county roads as shall be  
3 occupied by the tracks of this railroad, and shall make all  
4 other repairs of said streets or roads which may be rendered  
5 necessary by the occupation of the same by said railroad, and  
6 if not repaired upon reasonable notice, such repairs may be  
7 made by the town in which the necessity exists, at the expense  
8 of said company, and said town may recover all expenses in  
9 an action of money paid for the use of said railroad com-  
10 pany.

Said company shall be liable for any loss or damage which  
12 any person may sustain by reason of any carelessness, neglect

13 or misconduct of its agents or servants, or by reason of any  
14 defect in so much of said streets or roads as is occupied by  
15 said railway, if such defect arises from neglect or misconduct  
16 of the company, its servants or agents.

Sect. 10. If any person shall wilfully and maliciously  
2 obstruct said corporation in the use of its roads or tracks, or  
3 the passing of the cars of said company thereon, and all who  
4 shall aid and abet therein, shall be fined not exceeding two  
5 hundred dollars, or imprisoned in the county jail not exceed-  
6 ing sixty days.

Sect. 11. Said company may from time to time, fix such  
2 rates of compensation for transporting persons or property,  
3 as it may deem expedient, and generally shall have the powers  
4 and be subject to all the liabilities of corporations as set forth  
5 in the forty-sixth chapter of the Revised Statutes and amend-  
6 ments thereto.

Sect. 12. Said corporation may change the location of said  
2 railroad by first obtaining the written consent of the municipal  
3 officers of said towns, and make addition locations on the  
4 afore mentioned highways subject to the foregoing provisions  
5 and conditions and in no event to cross or go north of said  
6 Sturgeon creek.

Sect. 13. Nothing in this act shall be construed to prevent  
2 the proper authorities of said town from entering upon and  
3 temporarily taking up the soil in any street, town or county  
4 road occupied by said railroad, for any purpose for which they  
5 may now lawfully take up the same.

Sect. 14. No other corporation or person shall be permitted  
2 to construct or maintain any railroad for similar purposes  
3 over the same streets, roads and ways, that may be lawfully  
4 occupied by this corporation.

Sect. 15. Said town shall not be liable to pay for any dam-  
2 age to persons or property occasioned by any neglect or fault  
3 of said railway during construction.

Sect. 16. The directors of this company, from time to time,  
2 raise or borrow for the use and purpose, of the company, any  
3 sum or sums not exceeding four hundred thousand dollars  
4 by the issue of bonds or debentures in sums of not less than  
5 one hundred dollars, and not exceeding the amount of capital  
6 stock subscribed for on such terms and credit as they may  
7 think proper, and a pledge or mortgage all the tools, prop-  
8 erty, franchises and incomes of the company, or any part  
9 thereof for the repayment of money so raised or borrowed  
10 and the interest thereon, provided always, that the consent of  
11 the majority in value of the stockholders of the company shall  
12 be first had and obtained at a regular or special meeting to be  
13 called and held for that purpose.

Sect. 17. The first meeting of the incorporation under this  
2 act, may be called by either of the corporators giving notice  
3 to the others in writing at least seven days before the time of  
4 said meeting, of the time and place of said meeting.

Sect. 18. This act shall take effect when approved.







STATE OF MAINE.

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IN HOUSE OF REPRESENTATIVES,

AUGUSTA, March 13, 1903.

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

W. S. COTTON, *Clerk.*