

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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# SEVENTY-SECOND LEGISLATURE

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SENATE.

No. 140

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## STATE OF MAINE.

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

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AN ACT to incorporate the Bangor & Northern Railroad  
Company.

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

Section 1. John H. Higgins, Thomas J. Peaks, Henry W.  
2 Peaks, Frank P. Morison, William H. Newton and Charles  
3 E. Fisher, their associates, successors and assigns, are hereby  
4 incorporated under the name of the Bangor & Northern Rail-  
5 road Company.

Sect. 2. The capital stock of said company at the time of  
2 its organization shall not be less than one hundred fifty thou-  
3 sand dollars, divided into shares of one hundred dollars each,  
4 and the capital stock may be increased from time to time by

5 a vote representing a majority of the stock issued to an  
6 amount not exceeding five hundred thousand dollars.

Sect. 3. Said company is hereby authorized and empow-  
2 ered to issue its bonds in such form and amount and on such  
3 terms as it may deem expedient, not exceeding two hundred  
4 fifty thousand dollars, and may secure the same by mortgage  
5 of its property and franchises.

Sect. 4. Said company is further authorized and empow-  
2 ered to acquire by purchase the property, rights and fran-  
3 chises formerly owned and operated by the old Penobscot  
4 Central Railway of Bangor, Maine, and now owned and  
5 operated by the Penobscot Central Railroad Company of  
6 New Haven, Connecticut, and to issue its full paid capital  
7 stock authorized by section two of this act to the amount of  
8 one hundred fifty thousand dollars, and its bonds authorized  
9 by section three of this act to an amount not exceeding two  
10 hundred fifty thousand dollars in payment therefor, and to  
11 maintain and operate a railway line from the terminus of the  
12 old Penobscot Central Railway in Charleston to and on Front  
13 street, in the city of Bangor, and the location of the rails,  
14 posts and wires of said railway within the limits of any  
15 street, road or way as now located and maintained is hereby  
16 confirmed and made valid.

Said company is further authorized and empowered in the  
18 operation of its railroad from and on Front street in the city  
19 of Bangor to Charleston, Maine, to construct, maintain and  
20 operate the necessary additional turnouts and sidings, includ-  
21 ing a double-ended switch in the highway north of the trus-  
22 tee house in Charleston, and also a double-ended switch in  
23 Front street in Bangor near the wharf of the Eastern Steam-  
24 ship Company, to operate its lines of railway with electricity,  
25 and to maintain and use all necessary, proper and lawful  
26 appliances for the purpose of operating its lines of railway  
27 and for the generation and proper distribution and applica-

28 tion of power to be used by it for that purpose, and may  
29 purchase and hold such real and personal property as may  
30 be necessary for the purposes of its business, and may charge  
31 and collect such reasonable fares and tolls for the carriage  
32 of passengers and freight as may be fixed from time to time  
33 by its directors, and in addition to the rights and powers con-  
34 ferred upon said company by this act, it shall possess and  
35 enjoy all the rights, powers and privileges of the Penobscot  
36 Central Railway, also all the rights, powers and privileges  
37 possessed and enjoyed by similar corporations formed under  
38 chapter fifty-three of the Revised Statutes of Maine.

Sect. 5. Said company is hereby authorized and empow-  
2 ered to take by the right of eminent domain as for public  
3 uses lands and other property that may be necessary in the  
4 construction and improvement of its lines or for the opera-  
5 tion of its railway, and all damages for land and other prop-  
6 erty so taken shall be determined and paid in the manner  
7 and under proceedings as provided in case of lands taken for  
8 steam railroads.

Sect. 6. Said company is hereby authorized and empow-  
2 ered to acquire by purchase or lease the property, rights and  
3 franchises of other railroads or street railway corporations,  
4 and hold the same for the purpose of conducting the business  
5 of such corporations, and may issue stock and bonds in pay-  
6 ment therefor in addition to that hereinbefore authorized in  
7 sections two and three of this act, and also may purchase and  
8 hold the bonds and capital stock of other similar corpora-  
9 tions and issue its stock and bonds in payment therefor. Said  
10 company is also authorized and empowered to sell, lease or  
11 otherwise dispose of its property, rights and franchises to  
12 other railway corporations.

Sect. 7. The first meeting of the company shall be held in  
2 Bangor, Maine, and may be called by one of the persons

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3 named as incorporators, by written notice mailed to each of  
4 the other incorporators at least seven days before the time  
5 appointed for such meeting.

Sect. 8. This act shall take effect when approved.

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STATE OF MAINE.

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IN SENATE, March 2, 1905.

Reported by Mr. TARTRE from Committee on Railroads and  
Expresses and laid on table to be printed under joint rules.

KENDALL M. DUNBAR, *Secretary*.