

MAINE STATE LEGISLATURE

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SEVENTY-FOURTH LEGISLATURE

HOUSE.

No. 239

STATE OF MAINE.

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

AN ACT to abolish certain grade crossings in the City of
Augusta.

Be it enacted by the People of the State of Maine, as follows :

Section 1. The Maine Central Railroad Company shall
2 change the grade of its tracks through the City of Augus-
3 ta, on the West side of the Kennebec Bridge, in such man-
4 ner as to pass over or under Water Street, Court Street,
5 Winthrop Street and Bridge Street, in said city, and to do
6 away with the grade crossings at said streets, so that the
7 public travel upon said streets shall be free and unobstruct-
8 ed by reason of said tracks.

Sect. 2. In case said tracks are elevated above present
2 grades of said streets, all structures erected by said railroad

3 shall not be less than eighteen feet above the present grade
4 of Water Street at the point of crossing, and not less than
5 sixteen feet above the present grade of the other streets
6 herein mentioned at the point of crossing.

Sect. 3. Said railroad shall commence the construction
2 of said change of grade on or before August 1, 1909, and
3 shall complete same not later than December 1, 1910.

Sect. 4. If necessary or convenient for the purpose of
2 complying with the provisions of this act, said railroad is
3 hereby authorized to change the location of its tracks, and
4 of its freight and passenger stations, subject to the approval
5 of the railroad commissioners.

Sect. 5. Any person whose property is not taken by rea-
2 son of said change of grade or of location, but is damaged
3 thereby, shall be entitled to damages to be paid by said rail-
4 road, which shall be recovered under the provisions of sec-
5 tion 31 of Chapter 51 of the Revised Statutes.

Sect. 6. The expense of said change of grade including
2 damages shall be borne by the Maine Central Railroad Com-
3 pany and the Lewiston, Augusta & Waterville Street Rail-
4 way, in such proportions as the Board of Railroad Commis-
5 sioners shall determine.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES.

Augusta, Feb. 19, 1909.

Tabled pending reference to a committee by Mr. BUR-
LEIGH of Augusta and ordered printed.

E. M. THOMPSON, *Clerk.*