

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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# SEVENTY-FOURTH LEGISLATURE

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HOUSE.

No. 601

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## STATE OF MAINE.

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

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AN ACT to incorporate the Belfast and Liberty Electric  
Railroad Company.

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

Section 1. R. H. Cassens, W. A. Clark, M. W. Lord,  
2 H. F. Hanson, E. F. Littlefield, H. W. Littlefield and J. M.  
3 Connick, their associates, successors and assigns, are here-  
4 by constituted a corporation by the name of the Belfast and  
5 Liberty Electric Railroad Company, with authority to con-  
6 struct, maintain and use a street railroad, to be operated  
7 by electricity, with convenient single or double tracks, side  
8 tracks, switches and turnouts, with any necessary or con-

9 venient line of poles, wires, appliances, appurtenances or  
10 conduits, from Belfast, upon and over any public highway  
11 leading from said Belfast to and through the town of Lib-  
12 erty and from and to such other points and upon and over  
13 such other streets and ways, in the towns of Belfast, Mor-  
14 rill, Searsmont, Belmont, Montville, Freedom and Liberty,  
15 as shall from time to time be fixed and determined by the  
16 municipal officers of said towns, and assented to in writing  
17 by said corporation, and shall also have authority to con-  
18 struct, maintain and use said railroad over and upon the  
19 lands where the land damages have been mutually settled  
20 by said corporation and the owners thereof, provided, how-  
21 ever, that all tracks of said railroad shall be laid at such  
22 distances from the sidewalks in any of said towns as the  
23 municipal officers shall, in their order of fixing the routes  
24 and location of said railroad, determine to be for the public  
25 safety and convenience. The written consent of said cor-  
26 poration to any vote of the municipal officers of either of  
27 said towns, prescribing from time to time, the routes of  
28 said railroad therein, shall be filed with the clerk of said  
29 town, and shall be taken and deemed the location thereof.  
30 Said corporation shall have power, from time to time, to  
31 fix such rates of compensation for transporting persons  
32 and property as it may think expedient, and shall have all  
33 the powers and be subject to all the liabilities of corporations

34 as set forth in the forty-seventh chapter of the revised stat-  
35 utes of 1903.

Sect. 2. The municipal officers of said towns shall have  
2 power, at all times, to make all regulations as to the rates  
3 of speed, the removal from snow and ice from the streets,  
4 roads and ways by said company at its expense, and the  
5 manner of use of the tracks of said railroads within each  
6 of said towns as public convenience and safety may require.

Sect. 3. Said corporation shall keep and maintain in  
2 repair such portions of the streets and ways as shall be  
3 occupied by the tracks of said railroads, and shall make all  
4 other repairs of said streets, roads and ways within either  
5 of said towns which in the opinion of the municipal officers  
6 may be rendered necessary by the occupation of the same  
7 by said railroad and if not repaired upon reasonable notice,  
8 such repairs may be made by said towns at the expense of  
9 said corporation.

Sect. 4. If any person shall wilfully or maliciously ob-  
2 struct said corporation in the use of its roads or tracks or  
3 the passing of the cars or carriages of said corporation  
4 thereon, such persons and all who shall aid or abet therein,  
5 shall be punished by a fine not exceeding two hundred dol-  
6 lars or imprisonment in the county jail not exceeding sixty  
7 days.

Sect. 5. The capital stock of said corporation shall not  
2 exceed three hundred and fifty thousand dollars, to be di-  
3 vided into shares of one hundred dollars each.

Sect. 6. Said corporation shall have the power to lease,  
2 purchase or construct a wharf in the city of Belfast, and to  
3 lease, purchase or hold such real or personal estate as may  
4 be necessary and convenient for the purpose of management  
5 of said road.

Sect. 7. Said railroad shall be constructed and maintained  
2 in each of said towns in such form and manner and upon  
3 such grade and with such rails as the municipal officers of  
4 said town shall direct, and whenever in the judgment of the  
5 said corporation it shall be necessary to alter the grade of  
6 any street or way, said alteration may be made at the sole  
7 expense of said corporation, provided, the same shall be  
8 assented to by the municipal officers of the town wherein  
9 said grade so sought to be changed is located. If the tracks  
10 of said corporation's railroad crosses any other railroad, and  
11 a dispute arises in any way in regard to the manner of cross-  
12 ing, the board of railroad commissioners of the State shall,  
13 upon hearing, decide and determine, in writing, in what  
14 manner the crossing shall be made, and it shall be construct-  
15 ed accordingly.

Sect. 8. Said corporation may change the location of said  
2 railroad at any time by first obtaining the written consent

3 of the municipal officers of the town in which the change is  
4 so sought to be made, and to make additional locations sub-  
5 ject to the foregoing provisions and conditions.

Sect. 9. Nothing in this act shall be construed to prevent  
2 the proper authorities in either of said towns from enter-  
3 ing upon and taking up any of the streets or ways in either  
4 of said towns, occupied by said railroad for any purpose for  
5 which they may lawfully take up the same.

Sect. 10. Any person or corporation lawfully operating  
2 any horse or electric railroad to any point to which this cor-  
3 poration's tracks extend, may enter upon, connect with and  
4 use the same on such terms and in such maner as may be  
5 agreed upon between the parties, or if they shall not agree,  
6 to be determined by the railroad commissioners of the State  
7 of Maine.

Sect 11. Said corporation is hereby authorized to issue  
2 bonds in such amount, and on such time as may from time  
3 to time, be determined, in aid of the purposes specified in this  
4 act, and to secure the same by a mortgage of its franchise  
5 and property. It is also hereby authorized to lease all of  
6 its property and franchise upon such terms as it may deter-  
7 mine.

Sect. 12. The first meeting of said corporation may be  
2 called by any two of said corporators giving actual notice  
3 in writing to their several associates, and said corporation

4 may make such by-laws as are proper and not contrary to  
5 the laws of the State.

Sect. 13. This charter shall be null and void unless opera-  
2 tions for building said railway shall have been actually com-  
3 menced within two years from the passage of this act, and  
4 shall in no way prevent the construction of an electric or  
5 steam railroad over the route herein proposed, by any cor-  
6 poration organizing under the general law.

R. H. CASSENS, of Belfast.

H. F. HANSON, of Belfast.

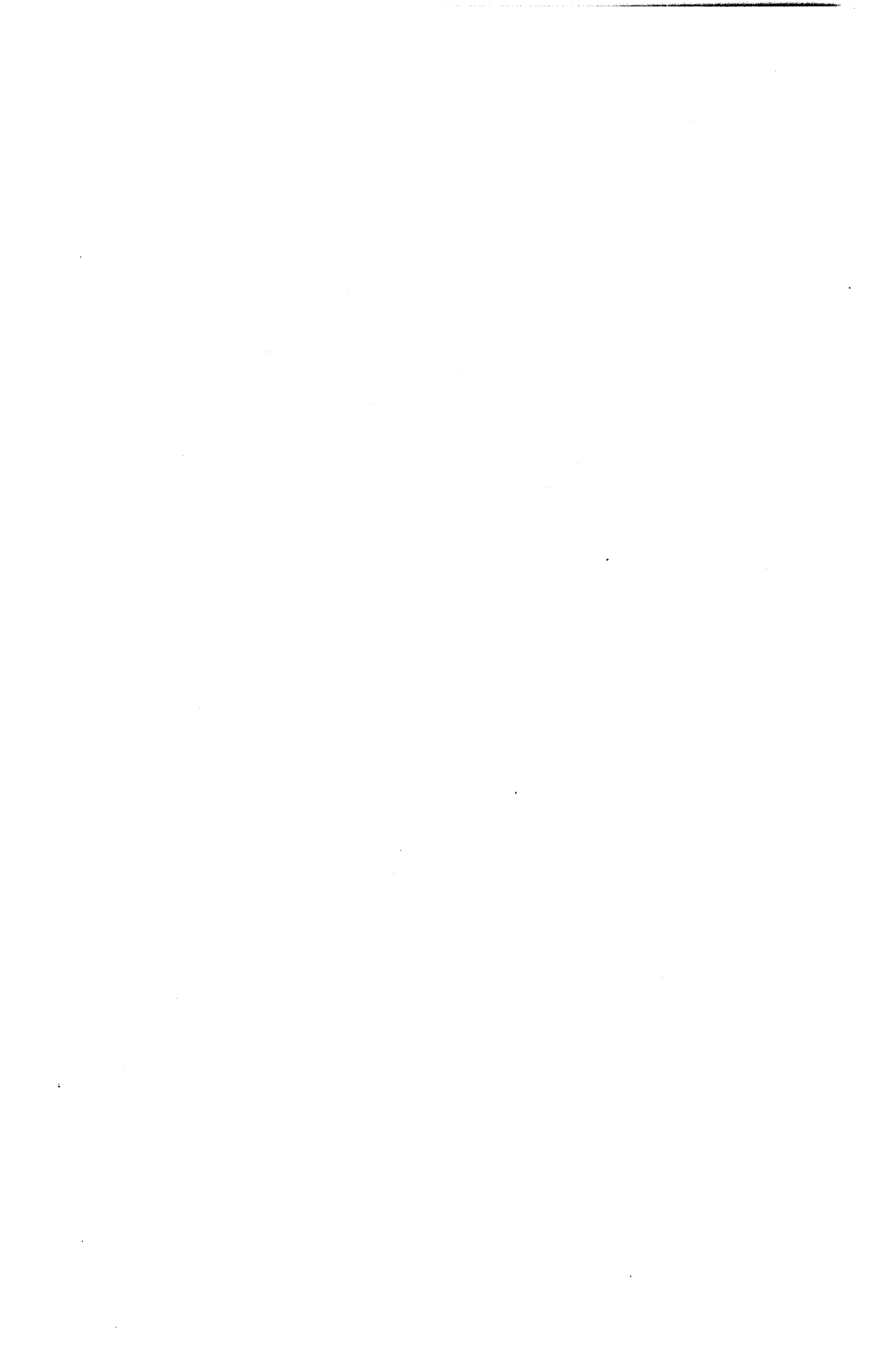
J. M. CORMICK, of Presque Isle.

E. F. LITTLEFIELD, of Belfast.

H. W. LITTLEFIELD, of Belfast.

M. W. LORD, of Belfast.

Wm. A. CLARK, of Belfast.





<sup>3</sup>  
STATE OF MAINE.

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HOUSE OF REPRESENTATIVES,

Augusta, March 12, 1909.

Reported by Mr. SPEAR from Committee on Railroads and  
Expresses and ordered printed under joint rules.

E. M. THOMPSON, *Clerk.*