

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

---

---

SEVENTY-SIXTH LEGISLATURE

---

---

HOUSE

NO. 499

---

---

*House of Representatives, March 13, 1913.*

*Reported by Mr. Mitchell from Committee on Railroads and Expresses, and ordered printed under joint rules.*

*W. R. ROIX, Clerk.*

---

---

STATE OF MAINE

---

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

---

AN ACT to amend section 13 of chapter 53 of the Revised Statutes in relation to the taking of land by street railroad companies.

---

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

Section 1. Section 13 of chapter 53 of the Revised Statutes is hereby amended by striking out from the 16th and 17th lines thereof the words "furnished the corporation with a certificate containing a definite description thereof;" and inserting in place thereof the words 'make a certificate containing a definite description thereof and furnish the corporation with a true copy thereof attested by the clerk of the board;' and also insert after the word "such" in the

9 18th line of said section the words 'copy of' so that said  
10 section as amended shall read as follows:

'Sect. 13. Any street railroad corporation may purchase  
12 or take and hold, as for public uses, land for borrow and  
13 gravel pits, spur tracks thereto, side tracks, turnouts, sta-  
14 tions, car barns, pole lines, wires, installing and maintaining  
15 power plants, double tracking its road, improving the align-  
16 ment thereof, changing or avoiding grades, or for avoiding  
17 grade crossings of any railroad; but if the owner of said  
18 land does not consent thereto or if the parties do not agree  
19 as to the necessity therefor or the area necessary to be taken,  
20 the corporation may make written application to the rail-  
21 road commissioners, describing the estate and naming the  
22 persons supposed to be interested; the commissioners shall  
23 thereupon appoint a time for the meeting near the prem-  
24 ises, and require notices to be given to the persons so inter-  
25 ested as they may direct fourteen days at least before said  
26 time; and shall then view the premises, hear the parties, and  
27 determine how much, if any; of such real estate is neces-  
28 sary for the reasonable accommodation of the traffic and  
29 appropriate business of the corporation. If they find that  
30 any of it is so necessary, they shall make a certificate con-  
31 taining a definite description thereof and furnish the cor-  
32 poration with a true copy thereof attested by the clerk of  
33 the board; and when such copy of certificate is filed with  
34 the clerk of courts in the county where the land lies, the land  
35 shall be deemed and treated as taken; provided, however,

36 that when land is held by a tenant for life and the reversion  
37 is contingent as to the persons in whom it may vest on the  
38 termination of the life estate, such fact shall be stated in  
39 the application and the commissioners shall, in addition to  
40 the notice to the tenant for life, give notice by publication  
41 to all others interested in such matter as they deem proper.'