

# 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

---

---

SENATE

NO. 176

---

---

*In Senate, Feb. 4, 1913.*

*Presented by Senator Hersey of Aroostook and on motion by same senator laid on the table for printing, pending reference to a committee.*

*W. E. LAWRY, Secretary.*

---

---

STATE OF MAINE

---

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

---

AN ACT to incorporate the Houlton Street Railway Company.

---

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

Section 1. Arthur R. Gould, Horace N. Crandall, both of  
2 Presque Isle, Maine, Parker P. Burleigh and Ira G. Hersey,  
3 both of Houlton, Maine, and their associates, successors and  
4 assigns, are hereby created a body corporate under the name  
5 of Houlton Street Railway Company, with all the powers,  
6 rights and privileges incident to a street railway corpora-  
7 tion.

Sect. 2. Said corporation is hereby authorized and em-  
2 powered to construct, equip, maintain and operate by elec-

3 tricity, compressed air or storage battery a street railway,  
4 with convenient single or double tracks, side tracks or turn-  
5 outs, with all necessary or convenient line of poles, wires,  
6 appliances and conduits, commencing at some point on the  
7 line of the Canadian Pacific Railway Company in said Houl-  
8 ton; thence through the streets of said Houlton and along  
9 the Bangor Road, so-called, and across the tracks of the  
10 Bangor and Aroostook Railroad, where said tracks cross  
11 said Bangor Road; thence by a general westerly direction  
12 along said Bangor Road, to the Town of New Limerick;  
13 thence along any highway in said Town of New Limerick  
14 to some point on the shores of Nickerson Lake, in said Town  
15 of New Limerick, either on streets, roads or ways, or on  
16 private property, or partly on one and partly on the other,  
17 as the directors may deem best for public convenience. All  
18 locations upon streets, roads or ways shall be approved by  
19 the municipal officers, as provided by the statutes of Maine.  
20 In their doings under section seven of chapter fifty-three of  
21 the Revised Statutes as amended by chapter one hundred  
22 seventy-seven of the Public Laws of 1911, the Railroad  
23 Commissioners shall not be required to determine that pub-  
24 lic convenience requires the construction of such road, but  
25 the locations must be approved by them, as by said section  
26 required, before said road is constructed.

In approving so much of said location as is upon private  
28 property or outside of the limits of streets, roads or ways,  
29 or any subsequent change thereof, the Railroad Commis-

30 sioners shall not be required to find that it is impracticable  
31 to locate said railroad within the limits of streets, roads or  
32 ways, but they shall approve such location so upon private  
33 property, upon finding after notices and hearing, that the  
34 public service of said corporation would be thereby better  
35 performed, and upon such finding, the said Houlton Street  
36 Railway Company shall have all the powers otherwise given  
37 by the general laws of the State, necessary to take, hold and  
38 pay for so much of its location as the Railroad Commission-  
39 ers may so approve.

Sect. 3. Said Houlton Street Railway Company may also  
2 maintain and operate said railroad upon and over any lands  
3 where land damages have been mutually settled by the cor-  
4 poration and owners thereof.

Sect. 4. Said Houlton Street Railway Company may by  
2 its servants and agents and teams lawfully enter upon any  
3 land for the purpose of making any and all necessary sur-  
4 veys in order to determine where on the face of the earth  
5 it will definitely locate the line of its railroad. And while  
6 making any such survey, it may lawfully erect and maintain  
7 camps for the shelter of its servants, agents and teams, but  
8 it shall be liable to the land owner for all damages done by  
9 its servants, agents and teams and caused by making its sur-  
10 veys and the erection of camps.

Sect. 5. Said Houlton Street Railway Company is author-  
2 ized to carry on the business of an express company and to  
3 maintain telephone and telegraph lines for its own use and

4 for public use, along its location and to its various offices.

Sect. 6. Said Canadian Pacific Railway Company and said  
2 Bangor and Aroostook Railroad Company shall allow and  
3 permit said Houlton Street Railway Company to make con-  
4 nections with said railways so cars, trains and freights can  
5 be transferred from any of said railways to the other.

Sect. 7. Said Houlton Street Railway Company shall have  
2 the power to make, retain and establish all necessary by-  
3 laws and regulations consistent with the statutes and laws  
4 of the State of Maine, for its government and for the due  
5 and orderly conduct of its affairs and the management of  
6 its property.

Sect. 8. The officers of said corporation shall be a Board  
2 of Directors, a President, a Clerk, a Treasurer and such  
3 other officers as provided by the by-laws. The powers and  
4 duties of such officers shall be prescribed in the by-laws.

Sect. 9. The capital stock of said Houlton Street Railway  
2 Company shall be fixed at the first meeting of said Corpo-  
3 ration, with the right to increase the same up to four million  
4 dollars, and shall be divided into shares of one hundred  
5 dollars each.

Sect. 10. Said Houlton Street Railway Company may  
2 make contracts with persons or corporations to supply it  
3 with power for all purposes, and shall have the power to  
4 lease, purchase, hold and transfer such real and personal  
5 estate and motive power, as may be necessary and conven-  
6 ient for its purposes, and may develop water power for the

7 generation of electricity for the operation of its business.

Sect. 11. A toll is hereby granted for the benefit of said  
2 Houlton Street Railway Company upon all passengers and  
3 freight which may be conveyed and transported on or over  
4 its railroad, at such rates as may be established by its direc-  
5 tors, and on such business as it may do over its telephone  
6 and telegraph lines, and through its express facilities, sub-  
7 ject to such general laws relative thereto as are or may from  
8 time to time be established by the Legislature.

Sect. 12. Said Houlton Street Railway Company is au-  
2 thorized from time to time to issue its interest bearing bonds  
3 upon such rates and times, and to such amounts as may be  
4 expedient, secured by mortgage of its property, franchise,  
5 leasehold or other interests, for any purpose deemed neces-  
6 sary by it in the location, construction, completion, improve-  
7 ment, enlargement or operation of its railroad and append-  
8 ages, or in the transaction of its business.

Sect. 13. Except as modified by this act, the said Houlton  
2 Street Railway Company shall have all the power, authority,  
3 rights and privileges given by chapter fifty-three of the Re-  
4 vised Statutes of Maine and all acts additional thereto or  
5 amendatory thereof, and shall also be subject to all the du-  
6 ties prescribed by said chapter fifty-three and acts additional  
7 thereto or amendatory thereof.

Sect. 14. The first meeting of said Houlton Street Rail-  
2 way Company may be called by any three of the corporators  
3 above named, by notice thereof in writing, signed by said

4 three corporators and given in hand or mailed to each of the  
5 other corporators at least seven days before said meeting,  
6 and any corporator may act at such meeting by written  
7 proxy.

Sect. 15. This charter is granted inasmuch as the objects  
2 thereof cannot be attained under the general laws of the  
3 State of Maine.