

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-SIXTH LEGISLATURE

SENATE

NO. 328

In Senate, Feb. 17, 1913.

*Reported by Senator Burleigh from Committee on Railroads
and Expresses and ordered printed under joint rules.*

W. E. LAWRY, Secretary.

STATE OF MAINE

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

AN ACT to incorporate the Quebec Extension Railway
Company.

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

Section 1. Arthur R. Gould, Charles F. Daggett, Walter
2 M. Seeley, R. H. McDonald and Horace N. Crandall of
3 Presque Isle, Maine, H. D. Collins of Caribou, Maine, and
4 Herbert T. Powers of Fort Fairfield, Maine, and their as-
5 sociates, successors and assigns, are hereby created a body
6 corporate under the name of Quebec Extension Railway
7 company, with all the powers, rights and privileges incident
8 to a street railway corporation.

Sect. 2. Said corporation is hereby authorized and empowered at any time to acquire by appropriate transfer, the interest, rights, powers, privileges and franchise of the Aroostook Valley Railroad Company acquired by said company under and by virtue of the provisions of chapter one hundred sixty-three of the Private and Special Laws of Maine, enacted in the year nineteen hundred and eleven or any amendment, revival or extension of said chapter, how ever or whenever made.

Sect. 3. The said Aroostook Valley Railroad Company is hereby authorized and empowered, at any time, to sell, convey and transfer to the said Quebec Extension Railway Company, the interest, rights, powers, privileges and franchise acquired by said Aroostook Valley Railroad Company, under and by virtue of the provisions of chapter one hundred and sixty-three of the Private and Special Laws of Maine enacted in the year nineteen hundred and eleven, or any amendment, revival or extension of said chapter, how ever or whenever made.

Sect. 4. In the event of said transfer, said Quebec Extension Railway Company upon compliance with the provisions of section seven of chapter fifty-three of the Revised Statutes, as amended by chapter one hundred and fifty-seven of the Public Laws of nineteen hundred and eleven, so far as applicable to this act, is hereby authorized and empowered to construct, equip, maintain and operate by electricity or compressed air, a street railway, with convenient single

9 or double tracks, side tracks or turn outs, with all necessary
10 or convenient line of poles, wires, appliances, appurtenances
11 and conduits, commencing at some point on the line of the
12 Aroostook Valley Railroad Company in Washburn, where
13 the same is now in operation; thence through Washburn to
14 Wade plantation, through Wade plantation, thence by a
15 general westerly direction to the western boundary of the
16 State; by a line which shall not be north of the north line of
17 township thirteen (13), range five (5), township thirteen
18 (13), range six (6), (otherwise called Portage Lake),
19 township thirteen (13), range seven (7), township thir-
20 teen, (13), range eight (8), township thirteen (13), range
21 nine (9), township thirteen (13), range ten (10), township
22 thirteen (13), range eleven (11), township thirteen (13),
23 range twelve (12), township thirteen (13), range thirteen
24 (13), township thirteen, (13), range fourteen (14), town-
25 ship thirteen (13), range fifteen (15), and township thir-
26 teen (13), range sixteen (16), or south of the south line of
27 township twelve (12), range six (6), (otherwise called
28 Nashville plantation), township twelve (12), range seven
29 (7), township eleven (11), range eight (8), township eleven
30 (11), range nine (9), township eleven (11), range ten (10),
31 township eleven (11), range eleven (11), township eleven
32 (11), range twelve (12), township eleven (11), range thir-
33 teen (13), township eleven (11), range fourteen (14),
34 township eleven (11), range fifteen (15), township eleven
35 (11), range sixteen (16), and township eleven (11), range

36 seventeen (17), either on streets, roads or ways, or on pri-
37 vate property, or partly on one and partly on the other, as
38 the directors may deem best for public convenience. All
39 locations upon streets, roads or ways shall be approved by
40 the municipal officers, as provided by the statutes of Maine.
41 in their doings under section seven of chapter fifty-three of
42 the Revised Statutes as amended by chapter one hundred
43 seventy-seven of the Public Laws of nineteen hundred and
44 eleven, the Railroad Commissioners shall not be required to
45 determine that public convenience requires the construc-
46 tion of such road, but the locations must be approved by
47 them, as by said section required, before said road is con-
48 structed.

In approving so much of said location as is upon private
50 property or outside of the limits of streets, roads or ways,
51 or any subsequent change thereof, the Railroad Commission-
52 ers shall not be required to find that it is impracticable to
53 locate said railroad within the limits of streets, roads, or
54 ways, but they shall approve such location so upon private
55 property, upon finding after notices and hearing, that the
56 public service of said corporation would be thereby better
57 performed, and upon such finding, the said Quebec Exten-
58 sion Railway Company shall have all the powers otherwise
59 given by the general laws of the State, necessary to take,
60 hold and pay for so much of its location as the Railroad
61 Commissioners may so approve.

Sect. 5. Said Quebec Extension Railway Company may

2 also maintain and operate said railroad upon and over any
3 lands within said limits where land damages have been mu-
4 tually settled by the corporation and owners thereof.

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

Sect. 7. Said Quebec Extension Railway Company is au-
2 thorized to carry on the business of an express company and
3 to maintain telephone and telegraph lines for its own use
4 and for public use, along its location and to its various of-
5 fices in towns, plantations and townships.

Sect. 8. Said Quebec Extension Railway Company shall
2 have the power to make, retain and establish all necessary
3 by-laws and regulations consistent with the statutes and
4 laws of the State of Maine, for its government and for the
5 due and orderly conduct of its affairs and the management of
6 its property.

Sect. 9. The officers of said corporation shall be a board
2 of directors, a president, a clerk, a treasurer and such other

3 officers as may be provided by the by-laws. The powers and
4 duties of such officers shall be prescribed in the by-laws.

Sect. 10. The capital stock of said Quebec Extension
2 Railway Company shall be fixed at the first meeting of said
3 corporation, with the right to increase the same up to four
4 million dollars, and shall be divided into shares of one hun-
5 dred dollars each.

Sect. 11. Said Quebec Extension 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 con-
6 venient for its purposes, and may develop water power for
7 the generation of electricity for the operation of its business.

Sect. 12. A toll is hereby granted for the benefit of said
2 Quebec Extension Railway Company upon all passengers
3 and freight which may be conveyed and transported on or
4 over its railroad, at such rates as may be established by its
5 directors, and on such business as it may do over its tele-
6 phone and telegraph lines, and through its express facilities,
7 subject to such general laws relative thereto as are or may
8 from time to time be established by the Legislature.

Sect. 13. Said Quebec Extension Railway Company is
2 authorized from time to time to issue its interest bearing
3 bonds upon such rates and times, and to such amounts as
4 may be expedient, secured by mortgage of its property,
5 franchise, leasehold or other interests, for any purpose

6 deemed necessary by it in the location, construction, com-
7 pletion, improvement, enlargement or operation of its rail-
8 road and appendages, or in the transaction of its business.

Sect. 14. Except as modified by this act, the said Quebec
2 Extension Railway Company shall have all the power, au-
3 thority, rights and privileges given by chapter fifty-three
4 of the Revised Statutes of Maine and all acts additional
5 thereto or amendatory thereof, and shall also be subject to
6 all the duties prescribed by said chapter fifty-three and acts
7 additional thereto or amendatory thereof.

Sect. 15. The first meeting of said Quebec Extension 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
5 the other corporators at least seven days before said meet-
6 ing, and any corporator may act at such meeting by written
7 proxy.

Sect. 16. This charter is granted inasmuch as the objects
2 thereof cannot be attained under the general laws of the
3 state of Maine.