

# MAINE STATE LEGISLATURE

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EIGHTY - THIRD LEGISLATURE

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Senate Document

No. 115

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S. P. 321

In Senate, Feb. 17, 1927.

Referred to Committee on Judiciary and 500 copies ordered printed. Sent down for concurrence.

ROYDEN V. BROWN, Secretary.

Presented by Senator Oakes of Cumberland.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND TWENTY-SEVEN

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AN ACT to Incorporate the Kennebago Lake and Megantic  
Railroad Company.

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

Section 1. Walter S. Hammons, Spaulding Bisbee, Robert Braun, Guy P. Gannett, James C. Boyd, William M. Pennell, Chester A. Jordan, William S. Linnell and Walter L. Gray, their associates, successors and assigns are hereby created a body corporate under the name of the Kennebago Lake and Megantic Railroad Company, with all the powers, rights and privileges and subject to all the duties, restrictions and obligations conferred and imposed by the laws of the state of Maine.

Sect. 2. Said corporation shall have the right to locate,

2 construct, equip, maintain and operate a railroad about  
3 twenty-five (25) miles in length extending northerly from  
4 a connection with the railroad of the Rumford Falls and  
5 Rangeley Lakes Railroad Company, now operated by the  
6 Maine Central Railroad Company, at a point at or near  
7 Kennebago or Grants, in Township No. 3, Range 4, B. K.  
8 P., W. K. R., in the county of Franklin, through Township  
9 No. 3, Range 4, Franklin County, Township No. 3, Range  
10 5, Franklin county, Township No. 3, Range 6, Franklin  
11 county, Township No. 2, Range 6, Franklin county, all in  
12 the county of Franklin, to a connection on the northerly  
13 boundary line of the state of Maine with any railroad of  
14 any person, firm or corporation which may run southerly  
15 from Megantic, in the province of Quebec, to said north-  
16 erly boundary line, provided, however, that said corporation  
17 is authorized to locate in adjoining towns or townships  
18 either in Franklin or Oxford counties, if found necessary  
19 in the location and construction of said railroad; by such  
20 route as the directors of said corporation may select, sub-  
21 ject, however, to all provisions of the revised statutes of  
22 the state of Maine, chapter fifty-six, section six, which are  
23 hereby made applicable to said corporation.

Sect. 3. In case said railroad shall pass through any wood-  
2 lands or forests, said corporation shall have the right to  
3 fell or remove any trees or clear away any underbrush or  
4 growth standing or being within ten rods of its track as  
5 constructed and operated which for any reason obstruct

6 or interfere with or might obstruct or interfere with the  
7 operation of the railroad of said corporation or which might  
8 be set on fire by sparks from locomotives or otherwise, and  
9 said corporation shall pay a just compensation therefor, to  
10 be determined and recovered in the same manner as pro-  
11 vided by law for the recovery of damages for the taking  
12 of real estate.

Sect. 4. Said corporation is authorized to operate its rail-  
2 road by steam, electricity or any other power. It is fur-  
3 ther authorized to carry on the business of an express com-  
4 pany and to maintain telephone and telegraph lines, for pub-  
5 lic use along its location and to its various offices in said  
6 townships.

Sect. 5. The capital stock of said corporation shall be  
2 fixed at the first meeting of said corporation with the right  
3 to increase the same up to one million dollars, and shall be  
4 divided into shares of one hundred dollars each.

Sect. 6. Said corporation shall have power to make, or-  
2 dain and establish all necessary by-laws and regulations con-  
3 sistent with the constitution and laws of the state of Maine  
4 for its own government and for the due and orderly con-  
5 duct of its affairs and the management of its property.

Sect. 7. 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 as prescribed in the by-laws.

Sect. 8. A toll is hereby granted for the benefit of said

2 corporation upon all passengers and property which may be  
3 conveyed and transported on or over its railroad at such  
4 rates as may be permitted to be established in the manner  
5 now or hereafter provided by statute, and on such business  
6 as it may do over its telephone and telegraph lines and  
7 through its express facilities, subject to such general laws  
8 relating thereto as are or may be from time to time estab-  
9 lished by the legislature.

Sect. 9. Said corporation is authorized to connect its rail-  
2 road with the railroad of any other railroad corporation  
3 which may now or hereafter form a continuous line be-  
4 tween the city of Portland in the state of Maine and Me-  
5 gantic in the province of Quebec of which the railroad of  
6 said corporation and of any railroad of any person, firm  
7 or corporation which may run southerly from Megantic in  
8 the province of Quebec to the boundary line between the  
9 state of Maine and the Dominion of Canada, may be a part,  
10 and any such other railroad corporation, or any railroad  
11 corporation leasing or operating any railroad which forms  
12 part of said continuous line, is authorized to connect its  
13 railroad, or said railroad so leased or operated, with the  
14 railroad of said corporation, upon any terms and conditions  
15 mutually agreed upon by said corporations and not prohib-  
16 ited by the laws of the state of Maine, or upon such terms  
17 as the public utilities commission of the state of Maine may  
18 fix after petition, notice and hearing, and said corporation  
19 is authorized to sell or lease its property and franchises to

20 any connecting railroad corporation or to any railroad cor-  
21 poration leasing or operating any connecting railroad, to  
22 acquire by purchase, lease or otherwise the property and  
23 franchises of any connecting railroad corporation and to  
24 acquire, hold and dispose of the stocks, bonds and securi-  
25 ties of any connecting railroad corporation and of any man-  
26 ufacturing corporation located or doing business along the  
27 line of its said railroad. Upon the purchase, lease or other  
28 acquisition of the property and franchises of any connect-  
29 ing railroad corporation, this corporation shall have, pos-  
30 sess, exercise and enjoy all the powers, privileges, rights,  
31 immunities, franchises, property and estates which at the  
32 time of such transfer shall be held and possessed or en-  
33 joyed by the corporation so selling or leasing, and shall be  
34 subject to all the duties, restrictions and liabilities to which  
35 it shall be subject.

Sect. 10. Said corporation is authorized from time to  
2 time to issue its interest bearing bonds upon such rates and  
3 times and to such amounts as may be expedient, secured by  
4 mortgage of its property, franchises, leasehold or other inter-  
5 ests, for any purpose deemed necessary by it in the location,  
6 construction, completion, improvement, enlargement or op-  
7 eration of its railroad and appendages or in the transaction  
8 of its business and to guarantee the payment of the prin-  
9 cipal and interest, or either, of any bonds issued by any  
10 connecting railroad corporation, and any connecting rail-  
11 road corporation or any railroad corporation leasing or op-

12 erating any connecting railroad, is authorized to guarantee  
13 the payment of the principal and interest, or either, of any  
14 bonds issued by said corporation or by any railroad corpo-  
15 ration whose railroad forms, or may form, a part of said  
16 continuous line; provided, however, that all such issues shall  
17 be subject to the provisions of chapter fifty-five, of the re-  
18 vised statutes of Maine, relating to the issue of securities  
19 by public utilities.

Sect. 11. The first meeting of said corporation may be  
2 called by any three of the corporators above named by no-  
3 tice thereof in writing, signed by said three corporators and  
4 given in hand or mailed to each of the other corporators at  
5 least seven days before said meeting, and any corporator  
6 may act at such meeting by written proxy.