

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE.

1877.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
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AUGUSTA :

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1877.

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1877.

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## Chapter 191.

An act to amend chapter forty of the Public Laws of the year one thousand eight hundred and seventy-two, relating to Railroad Crossings.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :*

Chapter forty of the public laws of the year one thousand eight hundred and seventy-two is amended, so that section sixteen, therein named, shall read as follows :

‘SECT. 16. A railroad may be carried over or under a canal or railroad in such manner as not unnecessarily to impede the travel or transportation of them. The corporation making such crossing is liable for damages occasioned by it in an action on the case. Bridges and their abutments, constructed for a crossing of any way, are to be kept in repair by the corporation, or persons or parties running trains on any railroad crossing a highway or town way. The municipal officers of any city or town may give notice in writing to such persons, parties or corporations, that a bridge required at such crossing has not been erected, or is out of repair, and not safe and convenient, within the requirements of section forty, chapter eighteen of the revised statutes, or that the crossing of any such highway or town way passing such railroad at grade, within their respective cities or towns, is not made or maintained safe and convenient, as required by section forty aforesaid; and it shall be the duty of such persons, parties or corporations, to erect or repair such bridge, or make such crossing safe and convenient, as aforesaid, within ten days from the service of said notice ; and if they neglect so to do, any one of said municipal officers may apply to any justice of the supreme judicial court, in term time or vacation, to compel such persons, parties or corporations, to erect or repair such bridge, or make such crossing, as aforesaid ; and after hearing, such justice or court may make any order thereon the public convenience and safety may require, and compel the respondents to comply therewith by injunctions ; or the said municipal officers of any city or town may, at the expiration of ten days from the date of the notice aforesaid, cause necessary repairs to be made, and the expense of making such repairs, shall be paid by the persons, parties or corporations whose duty it is to keep such crossing safe and convenient.’

Ch. 40 public laws of 1872, amended.

Railroad may be carried over or under a canal or railroad.

—corporation liable for damages.  
Bridges and abutments to be kept in repair.

Municipal officers to give notice when bridge is not safe and convenient.

Bridge to be erected or repaired within ten days from service of notice.

Proceedings in case of further neglect.