

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
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1887.

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PRIVATE AND SPECIAL LAWS  
OF THE  
STATE OF MAINE.

1887.

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in the returns, they shall be corrected by the commissioners, by proper evidence, and if a majority of the ballots returned have "yes" upon them, it shall be deemed to be an acceptance of this act and its provisions, and this act shall then be in force; but if there should be a majority of ballots with "no" thereon, it shall be deemed a rejection of the same.

Inconsistent  
acts, repealed.

SECT. 5. All acts and parts of acts inconsistent with this act, are hereby repealed.

Approved March 17, 1887.

### Chapter 283.

An Act to incorporate the Waldo and Somerset Railway Company.

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

SECT. 1. V. R. Tuttle, Isaac C. Libby, T. B. Barrett, George W. Johnson, Amos Stevens, William Church, L. G. Lord, Benjamin Chase, Sewall Brown, J. G. Brown, Eugene Goodridge, Albion R. Chase, William Goodwin, S. P. Penney, Alpheus Nason, C. F. Packard, G. F. Barrett, E. A. Moore, A. B. Penney, M. H. Furber, E. J. Haskell, J. Q. A. Butts, George Weymouth, John Dr w, and G. E. Farnham, their associates, successors and assigns, are hereby created a body politic and corporate, by the name of the Waldo and Somerset Railway Company, with all the powers, rights and privileges, and subject to all the duties, obligations and restrictions conferred and imposed by the laws of this state.

Corporators.

Corporate name.

Authorized to  
construct a rail-  
road.

Route.

SECT. 2. Said corporation is hereby authorized and empowered to survey, locate, construct, operate, maintain, alter and keep in repair, a railroad commencing at and connecting with the Maine Central Railroad, and the Belfast and Moosehead Lake Railroad, at their junction at Burnham village, in the county of Waldo, and extending thence northerly through said town of Burnham, and through the towns of Clinton, in the county of Kennebec, and Pittsfield and Canaan, in the county of Somerset.

Authorized to  
build bridges.

SECT. 3. Said corporation is hereby granted the power to build all necessary bridges on the route that may be selected, across ponds, streams and rivers, navigable or unnavigable, but so as not to prevent navigation of such waters, and said

corporation shall have the right to take, or purchase and hold, or assign and convey, so much of the land and other real estate of private individuals or corporations, except the property of other railroads, which may be taken as hereinafter provided, as may be necessary or convenient for the location and construction and convenient operation of said railroad, and shall also have the right to take and remove, and use for the construction and repair of said railroad and its appurtenances, any earth, gravel, stone, timber or other materials, on or from the land so taken, provided, however, the land so taken shall not exceed six rods in width, except when greater width is necessary for the purpose of excavation or embankment, and except for side tracks and buildings as provided by law; and provided, also, that in all cases, said corporation shall pay for such lands, estate or materials, such price as they and the owner or owners thereof may mutually agree upon; and in case such parties shall not agree upon such price, then said corporation shall pay in each case such damages as shall be ascertained and determined by the county commissioners of the several counties in which such lands, estates or materials may be situated, in the same manner and under the same conditions as they are or may be made, under the general laws of the state relating thereto. The lands so taken shall be held by said corporation in the manner now provided by law, and in case said road shall pass through any woodlands or forests, said corporation shall have the right to remove or fell any trees standing within four rods of such road, which, by their liability to be blown down, or from their natural falling, might obstruct or injure said road or be liable to catch fire from any passing train, by paying a just compensation therefor, to be determined and recovered in the same manner as other damages provided for by this act, provided, that nothing contained herein, shall authorize said corporation to take the land of any other railroad corporation within the limits of their actual way location, acquired by purchase, or otherwise, or their necessary depot grounds, without the written consent of said corporation, except in case of crossing and connecting with said roads as provided by the general laws of the state.

—to take land.

—damages, how ascertained in case of disagreement.

SECT. 4. The capital stock of said corporation shall consist of not less than fifteen hundred shares of one hundred dollars each, and the amount of the capital stock and the number of

Capital stock.

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—may issue bonds and mortgage property. shares may be increased from time to time, by the direction of the stockholders with the approval of the railroad commissioners, to an amount not exceeding five hundred thousand dollars, in shares of one hundred dollars each. And said corporation is hereby authorized and empowered to issue its bonds to an amount not exceeding three hundred thousand dollars and secure the same by a mortgage of its road, franchise and property, or in any other way or manner it may deem proper.

Officers.

—powers and duties.

Authorized to connect with any other railroad.

SECT. 5. The officers of said corporation shall be a president, clerk, treasurer and board of directors, and such other officers as may be provided for, by the by-laws of said corporation. The powers and duties of the officers and the number constituting the board of directors, shall be such as may be required or prescribed in the by-laws of the corporation.

SECT. 6. Said corporation is hereby authorized and empowered to connect its railroad with the railroad of any other company or corporation; to sell or lease its railroad or property, or any part thereof, either before or after its completion, to any other railroad or other company or corporation; to amalgamate its stock with the stock of any other company or corporation, upon such terms and conditions as may be mutually agreed upon, which sale, lease or amalgamation shall be binding upon the parties thereto.

Toll granted.

SECT. 7. A toll is hereby granted for the benefit of said corporation, upon all passengers and property which may be conveyed or transported on or over its railroad, at such rate as may be established by its directors, subject to the laws of this state.

First meeting, how called.

SECT. 8. Any five of the corporators named in the first section of this act, are hereby authorized to call a meeting of the corporation, for the purpose of accepting this charter and making preliminary organization of said corporation, and said corporators, at said meeting, or any other meeting of the corporators duly notified, may determine when, where, and in what manner, books shall be opened for subscriptions to stock, and how subsequent meetings of the corporation shall be called and notified, and may transact any other business which may be deemed necessary or proper in promoting and completing the organization of the corporation.

—quorum.

The attendance of ten corporators, or stockholders, shall constitute a quorum for the transaction of business, but a less

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number may adjourn from day to day, or to a time certain. The first meeting shall be called to meet in Canaan, and notice thereof shall be given by publication two weeks, in any public newspaper published in said Somerset county, the last publication to be at least seven days before said meeting.

—first meeting,  
where held.

SECT. 9. This corporation shall commence construction on or before January one, in the year of our Lord one thousand eight hundred and ninety.

Shall commence  
work before  
Jan. 1, 1890.

SECT. 10. This charter is granted because the object can not be attained under the general laws.

Reason for  
granting  
charter.

SECT. 11. This act shall take effect when approved.

Approved March 17, 1887.

### Chapter 284.

An Act to cede to the United States of America, jurisdiction over Widow's Island.

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

That there be and hereby is ceded to the United States of America, the jurisdiction over Widow's Island, in the county of Knox ; provided, however, that this cession of jurisdiction is granted and made upon the express condition, that the state of Maine shall retain a concurrent jurisdiction with the United States, in and over said tracts of land and every portion thereof, so far, that all process, civil or criminal, issuing under the authority of said state, or any officers thereof, may be executed by the proper officers thereof, upon any persons amenable to the same, within the limits and extent of said tracts of land, in like manner and to like effect as if the said jurisdiction had not been ceded.

Jurisdiction  
over Widow's  
Island, ceded to  
the United  
States.

Proviso.

Approved March 17, 1887.