

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

AUGUSTA:
SPRAGUE & SON, PRINTERS TO THE STATE.
1887.

ACTS AND RESOLVES

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SIXTY-FOURTH LEGISLATURE

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1889.

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February 18, 1840, and March 16, 1842.

AUGUSTA:
BURLEIGH & FLYNT, PRINTERS TO THE STATE.
1889.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1889.

Chapter 521.

An Act to incorporate the Quebec and Maine Railway Company.

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

SECT. 1. Arthur Sewall, Frank Jones, Payson Tucker, Edward Dent, Robert N. Hall, William G. Davis, Francis W. Hill, F. Langeeier, Frank Grundy, Owen Murphy, Franklin A. Wilson, Darius Alden, John Ayer, John Ware, Thomas W. Hyde, Reuben B. Dunn, and Edmund F. Webb, their associates, successors and assigns, are hereby created and constituted a body corporate by the name of the Quebec and Maine Railway Company, with all the powers, franchises, rights and privileges, and subject to all the duties, obligations and restrictions conferred and imposed upon railroad corporations by the laws of this state.

Corporators.

Corporate name.

SECT. 2. The officers of said corporation shall be a president, secretary, treasurer, board of directors, and such others as may be provided in the by-laws, rules and regulations of the corporation not repugnant to the laws of this state.

Officers.

SECT. 3. The capital stock of said corporation shall consist of not less than twenty-five hundred shares of the par value of one hundred dollars each, but the number of such shares may be from time to time increased at the discretion of the stockholders, to an amount not exceeding twenty five thousand shares.

Capital stock.

SECT. 4. Said corporation is authorized to make surveys, to locate, construct, equip, maintain and operate a railroad of the standard gauge, with one or more tracks or sets of rails, with all suitable bridges, tunnels, viaducts, culverts, trains, turnouts, and all other necessary appendages from some point on the boundary line between the state and the province of Quebec in the town of Sandy Bay, where it may connect with the Quebec Central Railway, or any other railway which may be constructed, in a southerly or southeasterly direction, by the most feasible route, intersecting with and crossing the railway of the International Railway Company of Maine, and extending to a point at or near the forks of the Kennebec river, where the best and most practicable connection can be made with any railroad, which may be constructed northerly to such point.

Authorized to construct a railroad.

—route.

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May take real estate.

—materials.

—damages, how ascertained, in case of disagreement.

Shall have power to make by-laws.

—authorized to connect with other railroads, lease, or sell property.

SECT. 5. Said corporation is hereby invested with all the powers, privileges and immunities, which may be necessary to carry into effect the object and purposes of this act, and to this end it shall have the right to take or to purchase and hold or assign and convey the same, so much of the land and other real estate of private persons or corporations as may be found necessary or convenient for the location, construction and convenient operation of said railway; and also have the right to take, remove and use, for the construction and also for the repair of said railway 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 where greater width is necessary for the purpose of excavation or embankment; and provided, also, in all cases said corporation shall pay such lands, estate or materials such price as it and the owner or owners thereof may mutually agree upon; and in case said parties shall not agree as to the price to be paid, then said corporation shall pay, in any given case, such damages as shall be ascertained and determined in accordance with the provisions of so much of chapter fifty-one of the Revised Statutes of the state, as relate to the estimation and payment of damages and amendments thereof.

SECT. 6. Said corporation shall have power to make, order and establish all necessary by-laws and regulations consistent with the constitution and laws of this state, for its own government and for the due and orderly conducting of its affairs and management of its property; and it is also hereby authorized and empowered to make connection with any other railroad corporation, to lease or sell its line of railway and property, either before or after its completion, to any other railroad company, either domestic or foreign, to take a lease of or buy any other connecting line of railroad and property, whether domestic or foreign, either before or after its completion, and to amalgamate its stock with the stock of any connecting railroad company, whether domestic or foreign, either before or after its completion, and to amalgamate its stock with the stock of any connecting railroad company, whether domestic or foreign, in order to form with such railroad company a single corporation, upon such terms as may be mutually agreed upon, which lease, sale, purchase or amalgamation shall be binding upon the parties according to

the terms thereof, only when ratified by a majority vote of the stockholders in said corporation present, if a quorum, at any annual meeting or other meeting legally called for the purpose. CHAP. 521

SECT. 7. For the purpose of raising means and funds to accomplish the objects and purposes of this act, said corporation is hereby authorized to make and issue its bonds, in such form and manner, and payable at such times as the directors may, under the circumstances, deem advisable, and it may secure the principal and interest of said bonds by a mortgage of its railway and all its lands, property, rights, privileges and franchises then held, possessed or owned, or thereafter acquired by said corporation, made to such persons as trustees and in such form and manner as the directors may appoint and prescribe, provided, only that the making and issuing of such bonds and the securing of the same by such mortgage shall first be authorized by a majority vote of the stockholders in said corporation present, if a quorum, at any annual meeting or other meeting legally called for the purpose.

May issue bonds, and mortgage property.

SECT. 8. Said corporation is hereby authorized to guarantee payment of the principal and interest specified in the bonds of any other railroad company with which it may be amalgamated, or the railroad of which it may acquire by purchase or lease, provided, only that any such guarantee shall first be authorized by a majority vote of the stockholders in said corporation present, if a quorum, at any annual meeting or other meeting legally called for the purpose.

May guarantee bonds of roads it may be amalgamated with.

—proviso.

SECT. 9. The said corporation shall not locate its railway until twenty-five hundred shares of the capital stock required by section three have been subscribed for in good faith by responsible parties, and five per cent paid thereon in cash, to the directors of said corporation, and an affidavit made by a majority of said directors and recorded in the office of the secretary of state that said twenty-five hundred shares of capital stock have been in good faith subscribed for and five per cent paid thereon as aforesaid, and that it is intended in good faith to construct, maintain and operate the said railway. The secretary of state shall record the said affidavit upon payment of five dollars.

Shall not locate until 2,500 shares have been subscribed, etc.

—shall file affidavit of fact with secretary of state.

SECT. 10. If the said corporation shall fail to construct the railway authorized by this act on or before the first day of

When act shall be void.

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July, in the year of our Lord one thousand eight hundred and ninety-one, this act shall be null and void so far as it relates to any part of said line or railway then not constructed; and no part of the railway authorized by this act shall be operated for the carriage of freight or passengers until that part of said railway between the railway of the International Railway Company of Maine and the terminus at or near the Forks, shall be completed and ready for operation.

Reasons for
granting
charter.

SECT. 11. This charter is granted because the objects sought to be accomplished, cannot be fully attained and accomplished under the general laws for the formation of railroad companies.

SECT. 12. This act shall take effect when approved.

Approved March 6, 1889

Chapter 522.

An Act to incorporate the Gardiner and Randolph Railroad Company.

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

Corporators.

SECT. 1. Joseph S. Bradstreet, Henry Richards, Philip H. Holmes, Arthur L. Berry, William H. Moore, George W. Heselton, their associates, successors and assigns, are hereby constituted a corporation by the name of the Gardiner and Randolph Railroad Company, with authority to construct, maintain and use a horse railroad to be operated by horse power, with convenient single or double tracks, from such point in the city of Gardiner, upon and over such streets therein, as shall from time to time be fixed and determined by the municipal officers of said city of Gardiner, and assented to in writing by said corporation, to the boundary line between said city and the town of Randolph, and thence upon and over such streets, town and county roads in said town of Randolph as from time to time may be fixed and determined by the municipal officers of said town of Randolph, and assented to in writing by said corporation; said corporation shall also have authority to construct, maintain and use said railroad over and upon any lands where the land damages have been mutually settled by said corpo-

Corporate
name.

Authorized to
construct a
horse railroad.

—route shall be
determined by
municipal
officers, and
assented to by
corporation.