

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE.

1893.

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

AUGUSTA :
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1893.

PUBLIC LAWS
OF THE
STATE OF MAINE.

1893.

Chapter 164.

An Act to amend section six of chapter fifty-one of the Revised Statutes, relating to the extension of time of filing variations in the location of Railroads.

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

SECT. 1. Section six of chapter fifty-one of the revised statutes is hereby amended by inserting after the word "state" in the twenty-third line of said section, the words, 'provided, however, that the railroad commissioners, upon written application made to them, may extend the time of filing such variations in their discretion,' so that said section as amended, shall read as follows :

Sec. 6, ch. 51,
R. S., amended.

SECT. 6. Every corporation organized under the foregoing provisions, before commencing the construction of its road, shall present to the board of railroad commissioners a petition for approval of location, accompanied with a map of the proposed route on an appropriate scale, and with a profile of the line on the relative scales of profile paper in common use, and with a report and estimate prepared by a skillful engineer from actual survey. The board of railroad commissioners shall, on presentation of such petition, appoint a day for a hearing thereon, and the petitioners shall give such notice thereof as said board deems reasonable and proper, in order that all persons interested may have an opportunity to appear and object thereto. If the board of railroad commissioners, after hearing the petition, approves the proposed location, and finds that public convenience requires the construction of such road, the corporation may proceed with the construction thereof; provided, that they first file with the clerk of the court of county commissioners of each county through which the road passes, a plan of the location of the road, defining its courses, distances and boundaries, and another copy of the same with the board of railroad commissioners; but the location so filed shall not vary, except to avoid expense of construction, from the route first presented to said board of commissioners, unless said variation is approved by them. And said location, together with any variation made therein, shall be filed within two years from the time when the articles of association are filed in the office of secretary of state, provided, however, that the railroad commissioners, upon written application made to them, may

Petition for
approval of
location.

—hearing on.

—notice to be
given.

—when corpora-
tion may pro-
ceed with con-
struction of
road.

CHAP. 165

—proviso.

extend the time of filing such variations in their discretion. Provided, further, that no railroad shall be made across tide waters where vessels can navigate, without special permission of the legislature first obtained.'

SECT. 2. This act shall take effect when approved.

Approved February 23, 1893.

Chapter 165.

An Act for the prevention of Cruelty to Animals.

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

Sec. 29, ch. 124,
R. S., amended.

SECT. 1. Section twenty-nine of chapter one hundred twenty-four of the revised statutes is hereby amended, so that said section shall read as follows:

Cruelty to
animals, how
punished.

'SECT. 29. Every person who cruelly over-drives, over-loads, or over-works, who torments, tortures, maims, wounds, or deprives of necessary sustenance, or who cruelly beats, mutilates or kills any horse or other animal, or causes the same to be done, or having the charge or custody thereof, as owner or otherwise, unnecessarily fails to provide such animal with proper food, drink, shelter and protection from the weather; every person, owning or having the charge or custody of any animal, who knowingly and willfully authorizes or permits the same to suffer tortures or cruelty; and every owner, driver, possessor or person having the custody of an old, maimed, disabled or diseased animal, who cruelly works the same when unfit for labor, or who cruelly abandons such animal; and every person who carries or causes to be carried, or has the care of, in or upon a car or other vehicle or otherwise, any animal in a cruel or inhuman manner, shall for every such offense be punished by imprisonment in jail not exceeding one year, or by fine not less than five dollars and not exceeding two hundred dollars, or both.'

Sec. 35 shall
apply to
owners,
shippers, etc.

SECT. 2. Section thirty-five, chapter one hundred twenty-four of the revised statutes, as amended by chapter twenty-five of the laws of eighteen hundred ninety-one, and section thirty-six of chapter one hundred twenty-four of the revised statutes, shall apply to the owners, shippers, charterer of cars, or other person having the care, custody or charge of