

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE.

1893.

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PRIVATE AND SPECIAL LAWS  
OF THE  
STATE OF MAINE.

1893.

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CHAP. 595

**Chapter 595.**

An Act to authorize the city council of the city of Deering, to make certain sewer assessments.

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

Powers of sewer commissioners, conferred on city council.

SECT. 1. All the powers conferred upon the sewer commissioners of the town of Deering by chapter three hundred and four of the private laws of eighteen hundred and ninety-one, so far as necessary to making and completing the assessments upon the parcels of land benefited by the sewers constructed in said town in the year eighteen hundred and ninety-one, are hereby conferred upon the city council of the city of Deering and the powers of the other town officers upon the corresponding officers of said city of Deering.

In making, completing and collecting such assessments, said city may exercise the powers of said town and all rights and proceedings shall be as provided in said chapter three hundred and four.

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

Approved March 28, 1893.

**Chapter 596.**

An Act to incorporate the Damariscotta and Randolph Railway Company, and to authorize the construction of the same across navigable tide waters.

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

Corporators.

SECT. 1. John M. Glidden, Ebenezer Haggett, Thomas F. Turner, J. Manchester Haynes, George E. Macomber, P. O. Vickery, A. R. G. Smith, K. M. Dunbar, George Bliss, E. O. Clark and A. R. Nickerson, their associates, successors and assigns, are hereby constituted a corporation

Corporate name.

by the name of the Damariscotta and Randolph Railway Company, with authority to construct, maintain and use a street railroad to be operated by horse power or electricity, with convenient single or double tracks, side tracks, switches or turnouts, with any necessary or convenient lines of poles, wires, appliances, appurtenances or conduits, from Damariscotta, upon and over any public highway leading from said Damariscotta to and through the town of Randolph, and

Authorized to construct horse or electrical railway.

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

from and to such other points and upon and over such other streets and ways, and across navigable tide waters, in the towns of Damariscotta, Newcastle, Alna, Dresden, Whitefield, Chelsea, Pittston and Randolph, as shall from time to time be fixed and determined by the municipal officers of said towns and assented to in writing by said corporation, and 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 corporation and the owners thereof, provided, however, that all tracks of said railroad shall be laid at such distances from the sidewalks in any of said towns as the municipal officers thereof shall, in their order fixing the routes and locations of said railroad, determine to be for public safety and convenience. The written assent of said corporation to any vote of the municipal officers of either of said towns, prescribing from time to time, the routes of said railroad therein, shall be filed with the clerk of said town and shall be taken and deemed to be the location thereof. Said corporation shall have power, from time to time, to fix such rates of compensation for transporting persons and property as it may think expedient, and shall have all the powers and be subject to all the liabilities of corporations as set forth in the forty-sixth chapter of the revised statutes.

—assent shall  
be filed with  
clerk of towns.

—may fix rates.

SECT. 2. The municipal officers of said towns shall have power, at all times, to make all regulations as to the rate of speed, the removal of snow and ice from the streets, roads and ways by said company at its expense, and the manner of use of tracks of said railroad within each of said towns as public convenience and safety may require.

Municipal officers may regulate speed, and removal of snow and ice.

SECT. 3. Said corporation shall keep and maintain in repair such portions of the streets and ways as shall be occupied by the tracks of said railroad, and shall make all other repairs of said streets, roads and ways within either of said towns which in the opinion of the municipal officers of said towns may be rendered necessary by the occupation of the same by said railroad and if not repaired upon reasonable notice, such repairs may be made by said towns at the expense of said corporation.

Shall keep streets occupied by it in repair.

SECT. 4. If any person shall willfully or maliciously obstruct said corporation in the use of its roads or tracks or the passing of the cars or carriages of said corporation thereon,

Penalty for obstructing corporation.

**CHAP. 596**

such person and all who shall aid or abet therein, shall be punished by a fine not exceeding two hundred dollars or with imprisonment in the county jail for a period not exceeding sixty days.

Capital stock.

SECT. 5. The capital stock of said corporation shall not exceed five hundred thousand dollars, to be divided into shares of one hundred dollars each.

May hold real estate.

SECT. 6. Said corporation shall have the power to lease, purchase or hold such real or personal estate as may be necessary and convenient for the purpose of management of said road.

Municipal officers shall prescribe rail and grade.

SECT. 7. Said railroad shall be constructed and maintained in each of said towns, in such form and manner and upon such grade and with such rails as the municipal officers of said town shall direct, and whenever in the judgment of the said corporation it shall be necessary to alter the grade of any street or way, said alteration may be made at the sole expense of said corporation, provided, the same shall be assented to by the municipal officers of the town wherein the said grade so sought to be changed is located. If the tracks of said corporation's railroad cross any other railroad, and a dispute arises in any way in regard to the manner of crossing, the board of railroad commissioners of this state shall upon hearing, decide and determine in writing in what manner the crossing shall be made, and it shall be constructed accordingly.

—manner of crossing other railroads, shall be determined by commissioners.

May change location, on written consent of municipal officers.

SECT. 8. Said corporation may change the location of said railroad at any time by first obtaining the written consent of the municipal officers of the town in which the change is so sought to be made, and to make additional locations subject to the foregoing provisions and conditions.

Municipal officers shall retain control of streets.

SECT. 9. Nothing in this act shall be construed to prevent the proper authorities of either of said towns from entering upon and taking up any of the streets or ways in either of said towns, occupied by said railroad for any purpose for which they may lawfully take up the same.

Exclusive right granted.

SECT. 10. No other person or corporation shall be permitted to construct or maintain any railroad for similar purposes over the same streets or ways that may be lawfully occupied by this corporation, but any person or corporation lawfully operating any horse railroad to any point to which this corporation's tracks extend, may enter upon, connect

—exceptions.

with and use the same on such terms and in such manner as may be agreed upon between the parties, or if they shall not agree, to be determined by the railroad commissioners for the state of Maine.

SECT. 11. Said corporation is hereby authorized to issue bonds in such amount, and on such time as may from time to time, be determined, in aid of the purposes specified in this act, and to secure the same by a mortgage of its franchises and property. It is also hereby authorized to lease all of its property and franchises upon such terms as it may determine.

May issue bonds and mortgage property.

—lease property.

SECT. 12. The first meeting of said corporation may be called by any two of said corporators giving actual notice in writing to their several associates, and said corporation may make such by-laws as are proper and not contrary to the laws of the state.

First meeting, how called.

SECT. 13. This charter shall be null and void unless operations for building said railway shall have been actually commenced within two years from the passage of this act.

When charter shall be void.

SECT. 14. This act shall take effect when approved.

Approved March 28, 1893.

## Chapter 597.

An Act to incorporate the Warren Water Company.

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

SECT. 1. Thomas Walker, M. R. Mathews, N. B. Eastman, Edwin Smith and Joseph N. Vinal, and such persons as they may associate with themselves in the enterprise, and their successors, are hereby incorporated into a corporation by the name of the Warren Water Company, for the purpose of supplying the town of Warren, in the county of Knox, and the inhabitants of said town with pure water for domestic, sanitary and municipal purposes, including extinguishment of fires.

Corporators.

—corporate name.

SECT. 2. Said company, for said purposes, may retain, collect, take, store, use and distribute water from Georges' river in said Warren and from North and South ponds and any springs within a radius of one and one-half miles from the post office in said Warren, and may locate, construct and

May take water.

—lay pipes.