

# 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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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
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1893.

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PRIVATE AND SPECIAL LAWS  
OF THE  
STATE OF MAINE.

1893.

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## CHAP. 608

SECT. 9. Said corporation is hereby authorized to lay, construct and maintain its pipes under, in and over any streams of water in said towns, and to build and maintain all necessary structures therefor.

May lay pipes  
in any stream  
of water.

SECT. 10. Said corporation may issue its bonds for the construction of its works, upon such rates and times as it may deem expedient, not exceeding seventy-five thousand dollars, and secure the same by mortgage of the franchise and property of said company.

May issue bonds  
and mortgage  
property.

SECT. 11. In case no portion of the works of this corporation shall have been put into operation within two years from the date of the approval of this act, the rights and privileges herein granted shall be null and void.

When act shall  
be void.

SECT. 12. The first meeting of said corporation may be called by a written notice thereof, signed by any three corporators herein named, served upon each corporator by giving him the same in hand, or by leaving the same at his last usual place of abode seven days before the time of meeting.

First meeting,  
how called.

SECT. 13. This act shall take effect when approved.

Approved March 28, 1893.

### Chapter 608.

An Act to incorporate the Atlantic Shore Line Electric Railroad Company, and to authorize the construction of same across tide waters.

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

SECT. 1. James A. Strout, E. W. Staples, Henry C. Lord, G. P. Littlefield, J. G. Shaw, Edwin Stone, Robert W. Lord, Joseph A. Titcomb, Walter L. Dane, Trafton Hatch, Samuel W. Junkins, Charles R. Bonser and A. E. Haley, their associates, successors and assigns, are hereby created a corporation by the name of the Atlantic Shore Line Electric Railroad Company, with authority to construct, maintain, equip and use a railroad to be operated by electrical power, with single or double tracks, turnouts or switches, and to erect poles and place wires for the same, from some point on the Saco river, in the city of Biddeford, the towns of Kennebunkport, Kennebunk, Wells, and to a point near the depot of the York Beach Railroad in the town of York, Maine, and over such streets, roads and highways, in said

Corporators.

—corporate  
name.

—authorized to  
construct an  
electric R. R.

—route.

CHAP. 608

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

city and towns, as may from time to time be fixed and determined by the municipal officers of said city and towns, and assented to in writing by said corporation. Said corporation shall have authority to construct, maintain and operate said railroad over and upon any lands where the land damages have been mutually settled between said corporation and the owners thereof. The written consent of said corporation to any vote or votes of said city or towns, prescribing from time to time the routes of said railroad, shall be recorded with the respective clerks of said city and towns, and shall be deemed to be the location thereof, and such location may be changed from time to time, whenever the railroad commissioners shall, on petition of the municipal officers of said city or either of said towns, after due notice and hearing, adjudge such change necessary for the public convenience and order the same to be done. Said corporation shall have the power, from time to time, to fix such rates of compensation for transportation of persons and property as it may deem expedient, and generally 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.

—may fix rates.

Shall be operated by electric power.

SECT. 2. Said railroad shall be operated and used by said corporation with electrical power. The municipal officers of said city of Biddeford, and the municipal officers of said towns of Kennebunkport, Kennebunk, Wells and York respectively, shall have power at all times, to make all such regulations, as to rate of speed, and removal of snow and ice from the streets, roads and highways, by said company, at its expense and the manner of use of the tracks of said railroad, within said city or towns, as the public convenience and safety may require.

—municipal officers, may regulate speed, and removal of snow and ice.

Shall keep streets, occupied by it, in repair.

SECT. 3. Said corporation shall maintain and keep in repair such portions of the streets, roads, or highways as shall be occupied by the tracks of its railroad, and shall make all other repairs of said streets, roads or highways, which may be rendered necessary by the occupation of the same by said railroad. Said corporation shall be liable for any loss or damage which any person may sustain by reason of any carelessness, neglect or misconduct of its agents or servants, or of any obstruction by them placed in the streets or roads of said city or towns, and shall save and hold said city and towns harmless from any suits for such loss or damage.

—liability, for loss or damage by reason of neglect.

SECT. 4. The capital stock of said corporation shall not exceed five hundred thousand dollars, to be divided into shares of fifty dollars each. The directors of said company shall have power and authority to transfer and issue stock to any person, in consideration for any claim or demand against the company, or in payment for any property right or privilege, granted by any person to the company, and such stock shall be full paid stock, the same as if actual cash had been paid therefor.

Capital stock.

SECT. 5. Said corporation shall have the power to lease, purchase, hold and transfer such real and personal estate and motive power as may be necessary and convenient for the purposes and management of said railroad.

May hold real and personal estate.

SECT. 6. Said railroad shall be constructed and maintained in such form and manner and with such rails and other appliances as may be deemed necessary by the company, and be assented to by the municipal officers of said cities and towns respectively and when over and upon the streets, roads or highways, in said city or towns, upon such grades as the municipal officers of said city and towns, respectively, shall from time to time prescribe and direct; and whenever in the opinion of said corporation, it shall be necessary to change the grade of any street, road or highway said changes may be made at the expense of said corporation, provided, the same shall be assented to by the municipal officers of said city or towns respectively. If the tracks of said company's railroad, cross any other railroad, of any kind in said city or towns and a dispute arises in any way, relating to the manner of crossing, the railroad commissioners shall, upon hearing both parties, decide and determine in writing the way and manner the crossing shall be made, and it shall be constructed accordingly.

Municipal officers, shall prescribe rail and grade.

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

SECT. 7. Nothing in this act shall be construed to prevent the proper authorities of said city or towns, respectively, from entering upon and taking up any of the streets, roads or highways, occupied by said railroad for any purpose for which they may now take up the same.

Municipal officers, shall retain control of streets.

SECT. 8. Said corporation is hereby authorized to issue bonds for the purpose of building and equipping its railroad or for any money which it may borrow for any purpose authorized by law, but the bonds so issued shall not exceed the amount of capital stock. Said bonds may be issued in

May issue bonds and mortgage property.

**CHAP. 608**

sums not less than one hundred each, on such time and rate as the said corporation may think proper. Said bonds shall be secured by a conveyance of the corporation property and franchise, by a proper instrument of mortgage, to secure the payment of the same.

Streets shall be kept safe.

SECT. 9. The said railroad shall be constructed and maintained in such form and manner, and with such rails and appliances that so much of the streets, roads and highways as are occupied thereby, shall be safe and convenient for public use; and said corporation shall be liable in an action on the case for any loss or damage which any person may sustain by reason of any failure to comply with this provision.

First meeting, how called.

SECT. 10. The first meeting of said corporation may be called by one of the corporators giving written notice to the others, of the time and place of the meeting, at least seven days before the meeting.

May lay tracks over any bridge across tide waters.

SECT. 11. Said corporation is hereby authorized to lay its tracks along or over any bridge or bridges in either of the towns hereinbefore mentioned, now constructed, or that may hereafter be constructed, by either of said towns across tide waters where vessels can navigate, and especially over the Kennebunk river, provided, always, that navigation shall not be obstructed thereby.

When act shall be void.

SECT. 12. This act shall be void, unless ten per cent of the capital stock of said corporation shall be paid in and expended in the construction of said railroad, within two years from the date of the approval of this act.

SECT. 13. This act shall take effect when approved.

Approved March 28, 1893.