

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTIETH LEGISLATURE

OF THE

STATE OF MAINE

1901.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1901.

Chapter 271.

An Act to incorporate the Lincoln Electric Railway Company.

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

Corporators.

—corporate name.

—authorized to construct a street railroad.

—route.

—locations shall be determined by municipal officers.

—written consent of corporation to location shall be filed with town clerk.

—corporation may fix rates.

Shall keep streets in repair.

Section 1. William C. Thompson, A. R. Nickerson, S. T. Kimball, J. F. Fanning, their associates, successors and assigns, are hereby constituted a corporation by the name of the Lincoln Electric Railway Company, with authority to construct, maintain and use a street railroad to be operated by electricity, with convenient single or double tracks, side tracks, switches or turn-outs, with any necessary or convenient lines of poles, wires, appliances, appurtenances, or conduits from or near the Damariscotta and Newcastle depot of the Maine Central Railroad Company in the town of Newcastle, over the navigable tidewaters of the Damariscotta river between the said towns of Damariscotta and Newcastle, upon and over the stage road, so called, leading from said depot to Pemaquid point in the town of Bristol, and from and to such other points and upon and over such other streets and ways in the towns of Newcastle, Damariscotta, Nobleboro and Bristol 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 consent 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.

Section 2. 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 town 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 town at the expense of said corporation.

Section 3. 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, 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.

Penalty for obstructing use of track.

Section 4. The capital stock of said corporation shall not exceed three hundred thousand dollars, to be divided into shares of one hundred dollars each.

Capital stock.

Section 5. 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.

May hold property.

Section 6. Whenever in the judgment of the said corporation it shall be necessary to alter the grade of any street or way, said alterations 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. And said corporation shall not be liable to any abutting land owners for any such alteration of grade. If the tracks of said corporation's railroad cross any other railroad at any time 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.

Change in grade of streets shall be at expense of company.

—manner of crossing any railroad, how determined.

Section 7. 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.

Location may be changed by consent of municipal officers.

Section 8. No other corporation or person 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 electric railroad to any point to which this corporation's tracks extend, may enter upon, connect 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.

Exclusive right granted.

—exception.

Section 9. 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.

CHAP. 272First meeting,
how called.

Section 10. The first meeting of said corporation may be called by any one 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.

When charter
becomes void.

Section 11. This charter shall be null and void unless operation for building this railroad shall have been actually, commenced within two years from date of the passage of this act.

Section 12. This act shall take effect when approved.

Approved February 20, 1901.

Chapter 272.

An Act to prohibit the sale of Trout in Hancock County.

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

Close time
for trout in
Hancock
county
established.

Section 1. It shall be unlawful to fish for, take, catch or kill any trout in any of the waters lying wholly or partly in the county of Hancock for sale.

Sale of,
prohibited

Section 2. It shall be unlawful for any person, at any time, to sell, either directly or indirectly, any trout in Hancock county.

Penalty for
violation.

Section 3. Whoever violates any of the provisions of this act shall be subject to a fine of not more than thirty nor less than ten dollars for each offense, and an additional fine of one dollar for each trout taken, caught, killed or sold in violation of this act.

Approved February 20, 1901.

Chapter 273.

An Act to ratify the purchase by the Sagadahock Light and Power Company of the property, rights and franchises of the Bath Electric Light and Power Company, Bath Gas and Electric Company, and the Bath Gas Light Company, and to give further rights to the said Sagadahock Light and Power Company.

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

Organization
of corpora-
tion, and
purchases
made by,
ratified.

Section 1. The organization of the Sagadahock Light and Power Company, a corporation duly organized under the general laws of the state of Maine, and the purchase heretofore made by it of the franchises, property, rights, privileges and immunities of the Bath Electric Light and Power Company, Bath Gas and Electric Company, and the Bath Gas Light Company are hereby