

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE

1903.

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Published by the Secretary of State, agreeably to Resolves of June 28,  
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PUBLIC LAWS

OF THE

STATE OF MAINE.

1903.

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## CHAP. 92

Section 27 of chapter 143, R. S., repealed.

hearing, he adjudges that such person is insane, a spendthrift, or incapable as aforesaid, he shall appoint a guardian.'

Section 3. Section twenty-seven of chapter one hundred forty-three of the revised statutes is hereby repealed.

Section 4. This act shall take effect when approved.

Approved March 12, 1903.

### Chapter 92.

An Act to amend Chapter forty-two of the Public Laws of eighteen hundred ninety-nine, relating to the taking of Black Bass in certain lakes in Kennebec and Somerset Counties, also Sabattus Pond in Androscoggin County, as amended by Chapter two hundred eighty-seven, Public Laws of nineteen hundred one.

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

Section 1 of chapter 42, public laws of 1899, as amended by chapter 287, public laws of 1901, further amended.

—Keoka lake.  
—Highland lake.

Section 1. Section one of chapter forty-two of the public laws of eighteen hundred ninety-nine as amended by chapter two hundred eighty-seven of the public laws of nineteen hundred one, is hereby amended by adding thereto after the words "also Keoka lake in Oxford county," the words, 'also Highland lake in the northern part of Cumberland county.'

Section 2. This act shall take effect when approved.

Approved March 12, 1903.

### Chapter 93.

An Act to amend Section fifteen of Chapter fifty-one of the Revised Statutes, relating to recording locations of Railroads.

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

Section 15 of chapter 51, R. S., amended.

Section 1. Section fifteen of chapter fifty-one of the revised statutes is hereby amended by striking out the words "approved by them and recorded" in the fourth line of said section and inserting in the place thereof the words 'who shall endorse the time of the filing thereon and order said location recorded' so that said section, as amended, shall read as follows:

Location shall be in accordance with charter.

—location shall be filed.

'Section 15. The railroad shall be located within the time and substantially according to the description in its charter; and the location shall be filed with the county commissioners, who shall endorse the time of the filing thereon and order said location recorded. When a corporation, by its first location, fails to acquire the land actually embraced in its roadway, or the location

as recorded is defective or uncertain, it may, at any time, correct and perfect its location, and file a new description thereof; and in such case it is liable in damages, by reason of such new or amended location, only for land embraced therein for which the owner had not previously been paid. Any subscriber to the stock, alleging that it has not been located according to its charter, may, before payment of his subscription, make written application to the county commissioners in the county where the deviation is alleged, stating it, who after fourteen days' notice to the corporation, and upon a view and hearing, shall determine whether it has been located as required; if they determine that it has been, no such defense shall be made to any process to enforce payment; if they determine that it has not, the subscription of such applicant is void. The prevailing party recovers costs. Provisions in railroad charters whenever granted, limiting the time within which such railroad shall be completed, shall not affect the portion thereof completed within such time, and all charters under which railroads have been constructed for a portion of the line authorized thereby are confirmed and made valid as to such portion.'

Section 2. This act shall take effect when approved.

Approved March 13, 1903.

—location  
may be  
perfected.

—liability for  
damages of  
new location.

—costs.

—expiration  
of time limit  
for comple-  
tion shall not  
affect  
portions  
completed in  
such time.

## Chapter 94.

An Act to amend Section eleven of Chapter sixty-eight of the Revised Statutes, relating to Trust Estates.

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

Section 1. Section eleven of chapter sixty-eight of the revised statutes is hereby amended by striking out the words "according to the will" in the last line of said section and inserting in the place thereof the words 'as will best effect the objects of the trust,' so that said section as amended, shall read as follows:

'Section 11. Any judge of probate, having jurisdiction of the trust, and the supreme judicial court in any county, on application of the trustee, or of any person interested in the trust estate, after notice to all interested, may authorize or require him to sell any real or personal estate held by him in trust, and to invest the proceeds thereof, with any other trust moneys in his hands, in real estate, or in any other manner most for the interest of all concerned therein; and may give such further directions as the case requires, for managing, investing, and dis-

Section 11 of  
chapter 68, R.  
S., amended.

Property in  
trust, sale of,  
may be  
authorized by  
judge of  
probate or  
by supreme  
judicial court