

# 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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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1903.

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**Chapter 19.**

An Act to authorize the town of Boothbay Harbor to construct a bridge across the harbor in said town.

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

Section 1. The town of Boothbay Harbor is hereby authorized to lay out, construct and maintain, across the harbor in said town, a suitable highway bridge along side the present foot bridge, running parallel with said foot bridge and adjoining the same. Said highway bridge shall not exceed twenty feet in width and shall be provided with a draw of the same opening as the draw of the present foot bridge. Authority is hereby granted for the erection of all such piers as may be necessary therefor.

Town of Boothbay Harbor authorized to build bridge.

--bridge shall be provided with a draw.

Section 2. This act shall take effect when approved.

Approved February 11, 1903.

**Chapter 20.**

An Act to incorporate the Auburn and Turner Railroad Company.

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

Section 1. W. P. Sawyer of Lewiston, Maine, F. C. Farr of said Lewiston and H. M. Heath of Augusta, Maine, their associates, successors and assigns, are hereby made a corporation under the name of the Auburn and Turner Railroad Company with power to construct, operate and maintain a street railroad for street traffic for the conveyance of persons and property in the city of Auburn and the town of Turner, from the terminus of the Lewiston, Brunswick and Bath Street Railway, at Lake Grove, so called, in Auburn, to some convenient point in the town of Turner, along and over such streets, roads and ways in said city and town and over and across such lands as may seem advisable and necessary to said company, with such single or double tracks, side tracks, switches, turnouts, stations and appurtenances and with such poles, wires and appliances as shall be reasonable in the premises, with all the rights and powers, and subject to all the duties and liabilities incident by law to similar corporations.

Corporators.

Corporate name.

authorized to construct a street railroad.

--location.

Section 2. The capital stock of said corporation shall be one hundred thousand dollars and may be divided into common and

Capital stock.

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preferred stock as said corporation may determine. It may make and ordain such reasonable by-laws, not inconsistent in law, as its business may require.

Location of rails shall be determined by municipal officers.

Section 3. The municipal officers of said city and town shall determine the distance from the sidewalks, or side lines of any way at which the rails of said company shall be laid. The said company or any person interested therein may appeal from any such determination to the board of railroad commissioners, who shall upon notice hear the parties and finally determine the questions raised by said appeal.

--appeal may be had to railroad commissioners.

Municipal officers shall have power to regulate use of track, rate of speed, and removal of snow and ice.

Section 4. The municipal officers of said city and town shall have power at all times to make all such regulations as to the mode and use of said track of the company, the rate of speed and the removal and disposal of snow and ice from the streets, roads and ways as the public safety and convenience may require. Said railroad shall be constructed and maintained in such form and manner and with such rails as said municipal officers may direct. The said company may appeal from any decree of such municipal officers, made under this section to the board of railroad commissioners, who shall upon notice hear the parties and finally determine the questions raised by said appeal.

--appeal may be had to railroad commissioners.

Location, etc., shall be filed with clerk of county commissioners.

Section 5. Before beginning construction of its said road, the said company shall first file with the clerk of the county commissioners of Androscoggin county, a copy of its location, defining its courses, distances and boundaries, accompanied with a map of the proposed road on an appropriate scale and another copy shall be filed with the board of railroad commissioners.

May take land outside of street limits when needed.

Section 6. Such company outside of the limits of streets, roads and ways may for its location, construction and convenient use of its road for its main track line, switches, turnouts, spur tracks, side tracks, stations, car barns, gravel pits and power houses, improving the alignment of its road or changing the grades thereof, purchase or take and hold as for public uses, any lands and all materials in and upon it, excepting meeting houses, dwelling houses and public or private burying grounds and may excavate in, through or over such lands to carry out its purposes but the lands so taken for its main track line, turnouts, switches, spur tracks and side tracks shall not exceed four rods in width, unless necessary for excavations and embankments, or materials. All land so taken except for its main track line, turnouts, switches, spur tracks and side tracks shall be subject to the provisions of section sixteen, chapter fifty-one of the revised statutes. It may enter upon any such lands to make surveys for its location, and plans of all location of lands so taken shall be filed with the clerk of courts in the county of Androscoggin and when so filed such land shall be deemed and

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treated as taken. All damages for lands taken hereunder, shall be estimated and paid as in the case of taking lands for railroads.

Section 7. The said Auburn and Turner Railroad Company is hereby authorized to sell or lease its property and franchises to any street railroad company whose lines as constructed or chartered would form connecting or continuous lines with the lines of the said Auburn and Turner Railroad Company as constructed or chartered, and in such case the corporation so purchasing or leasing the said property and franchises shall be entitled to all the privileges and be subject to all appropriate conditions and limitations contained in the charter and franchise of the said Auburn and Turner Railroad Company. Any street railroad whose lines as constructed or chartered would form connecting or continuous lines with the lines of the said Auburn and Turner Railroad Company as constructed or chartered, is hereby authorized to so purchase or lease the property and franchises of the said Auburn and Turner Railroad Company.

-damages under this section how determined.  
May sell or lease its property and franchises to any connecting company.

Section 8. The said corporation is also authorized to consolidate with or to acquire by lease, purchase or otherwise the lines, property and franchises of any street railroad or street railroads whose lines as constructed or chartered would form connecting or continuous lines with the lines of the said Auburn and Turner Railroad Company as constructed or chartered, and in such case the Auburn and Turner Railroad Company shall be entitled to all the privileges and be subject to all appropriate conditions and limitations contained in the charters and franchises thus united with or acquired. Any street railroad company whose lines as constructed or chartered would form connecting or continuous lines with the lines of the Auburn and Turner Railroad Company as constructed or chartered is hereby authorized to consolidate with or to lease or to sell its lines, property and franchise as in this section authorized.

Authorized to consolidate with or to acquire, the property and franchises of any connecting company.

Section 9. The said corporation is authorized to make such connection with the Lewiston, Brunswick and Bath Street Railway as may be mutually agreed upon and to contract with the said Lewiston, Brunswick and Bath Street Railway for the interchange of cars and such mutual running rights as may be deemed proper.

May make connection, etc. with the Lewiston, Brunswick and Bath Street Railway.

Section 10. Said company for all its purposes may hold real and personal estate necessary and convenient therefor.

May hold real and personal estate.

Section 11. Upon the filing of the location of the said Auburn and Turner Railroad, as above provided, any location upon the said streets heretofore granted and approved by the municipal officers of the city of Auburn for the Lewiston and Auburn Horse Railroad Company and not then occupied by the rails of the said company, shall be null and void.

Upon filing of location previously granted, locations shall be void.

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Subject to  
general laws  
of this state  
except as  
herein  
modified.

Section 12. All of the general laws of the state applicable to said railroad corporations, except as modified by this charter, are hereby made applicable to the said corporation.

Section 13. This act shall take effect when approved.

Approved February 11, 1903.

**Chapter 21.**

An Act to amend the charter of the Maine General Hospital.

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

Section 1. The Maine General Hospital at an annual meeting of the corporation is hereby authorized, if it shall so determine, to increase the number of its directors from nine to twelve.

If the corporation shall decide to increase the number of its directors as aforesaid, it shall at the same annual meeting elect four directors, two of them to hold office for the term of three years, and two of them to hold office for the term of four years. Thereafterwards, annually, two directors shall be chosen by the corporation for the term of four years.

Otherwise the provisions of existing law relating to the hospital remain unchanged, except that when such increase in the number of its directors has been made by the hospital, the visitors shall appoint one additional director to hold office for the term of four years, and at the expiration of the term of any director appointed by the visitors they shall appoint annually one person to be a director for four years; so that the number of directors appointed by the visitors shall be four with terms corresponding to the terms of the directors chosen by the corporation.

Section 2. This act shall take effect when approved.

Approved February 11, 1903.

Charter of  
Maine  
General  
Hospital  
amended.

—how  
number of  
directors may  
be increased.

—tenure of  
office  
established.

—when the  
visitors shall  
appoint one  
director.