

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-SECOND LEGISLATURE
OF THE
STATE OF MAINE
1905.

Published by the Secretary of State, agreeably to Resolves of
June 28, 1820, February 18, 1840, and March 16, 1842.

AUGUSTA
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1905

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1905.

CHAP. 276

Chapter 276.

An Act to amend and extend the charter of the Winterport, Frankfort and Prospect Electric Railway.

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

Section 1,
chapter 281,
private and
special laws,
1903,
amended.

Section 1. Section one of chapter two hundred and eighty-one of the private and special laws of nineteen hundred and three is hereby amended by inserting the words, 'any point in the village of' after the word "to" in the twelfth line of said section and by striking out the word "forty-sixth" and inserting in lieu thereof the word 'forty-seventh' in the last line of said section, so that said section as amended, shall read as follows:

Corporators.

'Section 1. Charles A. McKenney, Frank C. Young, Charles R. Hill and Ellery Bowden of Winterport and Albert Peirce of Frankfort, their associates, successors and assigns are hereby constituted a corporation by the name of the Winterport, Frankfort and Prospect Electric Railway with authority to construct, maintain and operate by electricity or animal power, a street railway with convenient single or double tracks, side tracks or turnouts, with all necessary or convenient lines of poles, wires, appliances, appurtenances and conduits, from the terminus of the Bangor, Hampden and Winterport Railway in Hampden through the town of Hampden to Winterport, in and through the towns of Winterport, Frankfort and Prospect to any point in the village of Stockton Springs upon streets and highways to be fixed and determined by the municipal officers of said respective towns, after the right of way has been granted by the respective towns, and assented to in writing by said corporation; build and maintain bridges with draws across navigable tide waters in each of said towns upon location and upon terms to be established and made by the county commissioners of the counties in which the bridge is located, and may also maintain and operate said railway upon and over any lands where the land damages have been mutually settled by said corporation and the owners thereof; provided, however, that all tracks of said railway shall be laid at such distances from the sidewalks of said towns as the respective municipal officers thereof shall in their order fixing the routes of said railway determine to be for the public safety and convenience. The written assent of said corporation to any vote of said towns or of the municipal officers of said towns, prescribing from time to time the routes of said railway, shall be filed with respective clerks of said towns, and the assent to the location of bridges by county commissioners shall be filed with the clerk of courts, in the county where said

—corporate
name.

—powers and
privileges.

—location
of line.

—right of
way.

—land
damages.

bridge is to be built, 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 or property as it may think expedient, and generally shall have all the powers and be subject to all the liabilities of corporations as set forth in the forty-seventh chapter of the revised statutes.'

Section 2. All the rights, powers and privileges of said corporation are hereby extended for a period of two years from the date of the approval of this act.

Charter
extended.

Section 3. This act shall take effect when approved.

Approved March 18, 1905.

Chapter 277.

An Act to amend the charter of the Devine Water Company.

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

Section 1. The Augusta Water District is authorized to purchase or lease the property and franchises of the Devine Water Company and the said Devine Water Company is authorized to make said sale or lease.

Augusta
Water
District
authorized to
purchase
property of.

Section 2. In case of purchase as aforesaid the said district, through its trustees, is authorized to issue its bonds therefor. Said bonds shall be appropriately drawn and designate the purposes for which they are issued. They shall, so far as applicable, be subject to the provisions of sections nine and ten of chapter three hundred and thirty-four of the private and special laws of nineteen hundred and three.

May issue
bonds for
purchase of.

Section 3. So much of the charter of the Devine Water Company as authorizes it to sell water upon any street in the city of Augusta, not now occupied by its aqueducts, is hereby repealed.

Portion of
charter
of Devine
Water Co.
repealed.

Section 4. So much of the charter of the Devine Water Company as authorizes it to use any source of supply other than the sources by it now used and such springs as it may hereafter acquire is hereby repealed.

Other
provisions
repealed.

Section 5. By reason of the diminution of the franchises of the said Devine Water Company made by this act, the faith of the state is pledged that no act shall hereafter be passed under which its remaining franchises and property, or either, shall be taken by condemnation by the Augusta Water District, the city of Augusta or any other municipal corporation, and no act shall

Remaining
franchises
guaranteed.