

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-THIRD LEGISLATURE
OF THE
STATE OF MAINE
1907.

Published by the Secretary of State, agreeably to Resolves of
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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1907.

Chapter 72.

An Act to continue in force the charter of the Newport Trust Company.

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

Section 1. Chapter one hundred and forty-one of the private and special laws of nineteen hundred and five, entitled "An Act to incorporate the Newport Trust Company," is hereby continued in force, and the persons named in said act and their associates are hereby given a period of two years from the date of the approval of this act in which to organize and commence business.

Charter extended.

Section 2. This act shall take effect when approved.

Approved February 15, 1907.

Chapter 73.

An Act in relation to the Hancock County Railway Company and the Mount Desert Transit Company.

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

Section 1. The organization of the Hancock County Railway Company, a corporation established by chapter three hundred and one of the private and special laws of the state of Maine for the year nineteen hundred and one as now existing is hereby ratified and confirmed and all the rights, powers and privileges conferred by said chapter three hundred and one, as extended and enlarged by chapter one hundred and six of the private and special laws of the state of Maine for the year nineteen hundred and three and as extended by chapter two hundred and twenty-nine of the private and special laws of the state of Maine for the year nineteen hundred and five are, except as hereinafter stated, hereby vested in said corporation and the further period of two years from the date when this act takes effect is hereby granted said corporation in which to commence actual business under its charter.

Organization ratified and confirmed.

—rights and powers.

—charter extended.

Section 2. There shall be and is excepted from the territory within which said corporation is authorized to construct its lines and tracks the whole of the town of Trenton, the whole of the town of Lamoine and that portion of the city of Ellsworth lying south of a straight line extending from a point where the northern boundary of the town of Surry meets the water of the Union river to the point where the northern line of the town of Lamoine meets the eastern boundary of the city of Ellsworth and said

Exception.

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corporation shall not have the right to construct its lines and tracks in any part of such excepted territory.

Exception.

Section 3. There shall be and is hereby excepted from the territory within which the Mount Desert Transit Company, a corporation organized under chapter fifty-three of the revised statutes, is authorized to construct its lines and tracks all that portion of the city of Ellsworth which lies westerly of Union river.

Rights of both corporations.

Section 4. The Hancock County Railway Company and the Mount Desert Transit Company, shall both have the right to occupy, for the purposes of their incorporation, the streets of the city of Ellsworth north of the line described in section two above, and east of Union river, subject to the provisions of chapter fifty-three of the revised statutes and subject to the following further provisions:

Company first to construct shall notify other company.

Whichever of said companies first proceeds to construct its track within that territory in which both may operate shall first notify the other company of its intention to construct and the streets over which construction is to extend; whereupon the other company shall notify the first company as to what portion, if any, of said constructed track may be liable to be entered upon and used under the provisions of section twenty-three of chapter fifty-three of the revised statutes, and such portion shall be built by the constructing company of the gauge of four feet, and eight and one-half inches, with rails of not less than seventy pounds to the yard, and in general construction of sufficient strength and of such character as to be reasonably adapted to transportation of freight and passenger cars.

Location may be revoked by R. R. commissioners.

Section 5. Any location by either said company in any of the streets of said Ellsworth may be upon petition by the other company and notice and hearing revoked and adjudged void by the railroad commissioners as to any portion of such located road not within a reasonable time actually constructed as above specified. Upon such adjudication new proceedings may be had under revised statutes of Maine, chapter fifty-three, section seven.

Company must build track within three years.

Section 6. If the Mount Desert Transit Company does not build a track or line to tide waters at Bayside, so called, within three years after the approval of this act, the provision in section two excluding that part of Ellsworth south of the line described in section two, from the territory within which the Hancock County Railway Company may operate shall be void.

Section 7. This act shall take effect when approved.