

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE

1913

Including Acts and Resolves of the Special Session held
in 1912.

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

OF THE

STATE OF MAINE

As Passed by the Seventy-Sixth
Legislature

1913

Chapter 209.

CHAP. 209

An Act to Incorporate the Houlton Street Railway Company.

Be it enacted by the People of the State of Maine, as follows :

Section 1. Arthur R. Gould, Horace N. Crandall, both of Presque Isle, Maine, Parker P. Burleigh and Ira G. Hersey, both of Houlton, Maine, and their associates, successors and assigns, are hereby created a body corporate under the name of Houlton Street Railway Company, with all the powers, rights and privileges incident to a street railway corporation.

—corporators.

—Corporate name.

Section 2. Said corporation is hereby authorized and empowered to construct, equip, maintain and operate by electricity, compressed air or storage battery a street railway, with convenient single or double tracks, side tracks or turnouts, with all necessary or convenient lines of poles, wires, appliances and conduits, commencing at some point on the line between Maine and New Brunswick, in said Houlton; thence through the streets of said Houlton and along the Bangor road, so called, and across the tracks of the Bangor and Aroostook railroad, where said tracks cross said Bangor road; thence by a general westerly direction along said Bangor road, to the town of New Limerick; thence along any highway in said town of New Limerick to some point on the shores of Nickerson lake, in said town of New Limerick, thence through the towns of Linneus and Hodgdon to said Houlton, either on streets, roads or ways, or on private property, or partly on one and partly on the other, as the directors may deem best for public convenience. All locations upon streets, roads or ways shall be approved by the municipal officers, as provided by the statutes of Maine. In their doings under section seven of chapter fifty-three of the revised statutes as amended by chapter one hundred seventy-seven of the public laws of nineteen hundred and eleven, the railroad commissioners shall not be required to determine that public convenience requires the construction of such road, but the locations must be approved by them, as by said section required, before said road is constructed.

Corporation may construct and operate a street railway.

—route.

—locations shall be approved by municipal officers.

In approving so much of said location as is upon private property or outside of the limits of streets, roads or ways, or any subsequent change thereof, the railroad commissioners shall not be required to find that it is impracticable to locate said railroad within the limits of streets, roads or ways, but they shall approve such location so upon private property, upon finding after notices and hearing, that the public service of said corporation would be thereby better performed, and upon such find-

—duties of railroad commissioners.

CHAP. 209 ing, the said Houlton Street Railway Company shall have all the powers otherwise given by the general laws of the state, necessary to take, hold and pay for so much of its location as the railroad commissioners may so approve.

Land damages.

Section 3. Said Houlton Street Railway Company may also maintain and operate said railroad upon and over any lands within the limits aforesaid where land damages have been mutually settled by the corporation and owners thereof.

May enter on lands for surveys.

Section 4. Said Houlton Street Railway Company may by its servants and agents and teams lawfully enter upon any land within the limits aforesaid for the purpose of making any and all necessary surveys in order to determine where on the face of the earth it will definitely locate the line of its railroad. And while making any such survey, it may lawfully erect and maintain camps for the shelter of its servants, agents and teams, but it shall be liable to the land owner for all damages done by its servants, agents and teams and caused by making its surveys and the erection of camps.

Corporation may carry on an express business.

Section 5. Said Houlton Street Railway Company is authorized to carry on the business of an express company and to maintain telephone and telegraph lines for its own use and for public use, along its location and to its various offices.

Connections with other railroads provided for.

Section 6. The Canadian Pacific Railway Company and the Bangor and Aroostook Railroad Company shall allow and permit said Houlton Street Railway Company to connect the tracks of said Houlton Street Railway Company with the tracks of said Canadian Pacific Railway Company, and with the tracks of said Bangor and Aroostook Railroad Company, so that cars and freights can be transferred from said Houlton Street Railway Company to said Canadian Pacific Railway Company, and to said Bangor and Aroostook Railroad Company, and from said Canadian Pacific Railway Company, and from said Bangor and Aroostook Railroad Company, to said Houlton Street Railway Company, destined to, or for delivery in, said Houlton, Linneus, New Limerick and Hodgdon.

Company may make rules, etc.

Section 7. Said Houlton Street Railway company shall have the power to make, retain and establish all necessary by-laws and regulations consistent with the statutes and laws of the State of Maine, for its government and for the due and orderly conduct of its affairs and the management of its property.

Officers of the corporation.

Section 8. The officers of said corporation shall be a board of directors, a president, a clerk, a treasurer and such other officers as provided by the by-laws. The powers and duties of such officers shall be prescribed in the by-laws.

Section 9. The capital stock of said Houlton Street Railway Company shall be fixed at the first meeting of said corporation, with the right to increase the same up to two hundred and fifty thousand dollars, and shall be divided into shares of one hundred dollars each.

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Capital
stock.

Section 10. Said Houlton Street Railway Company may make contracts with persons or corporations to supply it with power for all purposes, and shall have the power to lease, purchase, hold and transfer such real and personal estate and motive power, as may be necessary and convenient for its purposes, and may develop water power for the generation of electricity for the operation of its business.

May make
contracts
for power,
etc.

Section 11. A toll is hereby granted for the benefit of said Houlton Street Railway Company upon all passengers and freight which may be conveyed and transported on or over its railroad, at such rates as may be established by its directors, and on such business as it may do over its telephone and telegraph lines, and through its express facilities, subject to such general laws relative thereto as are or may from time to time be established by the legislature.

Tolls for
transportation.

Section 12. Said Houlton Street Railway Company is authorized from time to time to issue its interest-bearing bonds upon such rates and times, and to such amounts as may be expedient, secured by mortgage of its property, franchise, leasehold or other interests, for any purpose deemed necessary by it in the location, construction, completion, improvement, enlargement or operation of its railroad and appendages, or in the transaction of its business.

May issue
bonds.

Section 13. Except as modified by this act, the said Houlton Street Railway Company shall have all the power, authority, rights and privileges given by chapter fifty-three of the revised statutes of Maine and all acts additional thereto or amendatory thereof, and shall also be subject to all the duties prescribed by said chapter fifty-three and acts additional thereto and amendatory thereof.

Powers and
privileges.

Section 14. The first meeting of said Houlton Street Railway Company may be called by any three of the corporators above named, by notice thereof in writing, signed by said three corporators and given in hand or mailed to each of the other corporators at least seven days before said meeting, and any corporator may act at such meeting by written proxy.

First meet-
ing, how
called.

Section 15. This charter is granted inasmuch as the objects thereof cannot be attained under the general laws of the State of Maine.

Why this
charter is
granted.