

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-fourth Legislature

OF THE

STATE OF MAINE

1929

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-fourth Legislature

1929

[supplied from page 1 of volume]

Chapter 42.

An Act for the Better Protection of Trout in Lake Cobbosseecontée in the County of Kennebec.

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

Sec. 1. P. L., 1927, c. 60, sec. 1; relating to catching of trout in Lake Cobbosseecontee, amended. Section one of chapter sixty of the public laws of nineteen hundred and twenty-seven, is hereby amended by striking out the word "ten" in the second line thereof and substituting in place thereof the word 'twelve,' so that said section as amended shall read as follows:

'Sec. 1. Catching of trout less than 12 inches in length prohibited. It shall be unlawful for any person to take, catch and kill at any time any trout less than twelve inches in length in Lake Cobbosseecontee, in the county of Kennebec.'

Sec. 2. P. L., 1927, c. 60, sec. 2; relating to length of trout in possession. Section two of chapter sixty of the public laws of nineteen hundred and twenty-seven is hereby amended by striking out the word "ten" in the second line and substituting in place thereof the word 'twelve,' so that said section shall read as follows:

'Sec. 2. Possession of less than 12-inch trout unlawful. It shall also be unlawful for any person to have in possession at any time any trout less than twelve inches in length taken in said Cobbosseecontee lake.'

Approved March 11, 1929.

Chapter 43.

An Act Relating to the Taking of Additional Land by Railroad Corporations; Proceedings Before Public Utilities Commission.

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

R. S., c. 56, sec. 26; P. L., 1925, c. 154; relating to railroad corporations taking additional land for improving road beds, stations, gravel pits, etc., and proceedings before public utilities commission, amended. That section twenty-six, chapter fifty-six, of the revised statutes of Maine, revision of nineteen hundred and sixteen, as amended by chapter one hundred and fifty-four of the public laws of nineteen hundred and twenty-five, be hereby amended by striking out that part of the first sentence of said section which reads: "Any railroad corporation may also purchase or take and hold, as for public uses, additional land at any time required for improving the alignment or grades of its road, or for double tracking its road, or for protecting the tracks against erosion of adjoining or adjacent land

or against the action of the elements, also land for borrow and gravel pits, necessary tracks, side-tracks, spur tracks, stations, coal-sheds, wood-sheds, water-tanks, repair-shops, car, engine, freight and section houses and section dwelling houses, which the public utilities commission, after hearing, shall find to be reasonably required in the safe, economical and efficient operation of the railroad and in rendering of adequate common carrier service to the public;" and by substituting therefor the following: 'Any railroad corporation may also purchase or take and hold, as for public uses, additional land, or rights therein, at any time required for improving the alignment or grades of its road, or for double tracking its road, or for protecting the tracks against erosion of adjoining or adjacent land or against the action of the elements, or reasonably necessary in the enhancement of public safety at dangerous curves or crossings; also land, or rights therein, for borrow, ballast and gravel pits, necessary tracks, side-tracks, spur tracks, freight or passenger yards, stations, station grounds, approaches to stations and station grounds and to other facilities furnished by the railroad for public use, coal-sheds, wood-sheds, water-tanks, repair-shops, car, engine, freight and section houses, section dwelling houses and storage warehouses or other structures, which the public utilities commission, after hearing, shall find to be reasonably required in the safe, economical and efficient operation of the railroad and in rendering of adequate common carrier service to the public;' so that said section as amended shall read as follows:

'Sec. 26. Additional purposes and rights defined. Any railroad corporation may also purchase or take and hold, as for public uses, additional land, or rights therein, at any time required for improving the alignment or grades of its road, or for double tracking its road, or for protecting the tracks against erosion of adjoining or adjacent land or against the action of the elements, or reasonably necessary in the enhancement of public safety at dangerous curves or crossings; also land, or rights therein, for borrow, ballast and gravel pits, necessary tracks, side-tracks, spur tracks, freight or passenger yards, stations, station grounds, approaches to stations and station grounds and to other facilities furnished by the railroad for public use, coal-sheds, wood-sheds, water-tanks, repair-shops, car, engine, freight and section houses, section dwelling houses and storage warehouses or other structures, which the public utilities commission, after hearing, shall find to be reasonably required in the safe, economical and efficient operation of the railroad and in rendering of adequate common carrier service to the public; but if the owner or owners of said land do not consent thereto, or if the parties do not agree as to the necessity therefor, or as to the area to be taken, or if the parties are unable to agree as to the fair value of said land, the corporation may make written appli-

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cation to the public utilities commission requesting its approval of the taking by said railroad corporation for any of the above named public uses, describing the estate and naming the persons interested; the commission shall thereupon appoint a time for the hearing near the premises, and require notice to be given to the persons interested, as they may direct, fourteen days at least before said time; the commission shall then view the premises, hear the parties and determine how much, if any, of such real estate should be taken for the reasonable accommodation of the traffic, the safe operation of the railroad, and the appropriate business of the corporation. If they find that any of it is so necessary, they shall make a certificate containing a definite description thereof and furnish the corporation with a true copy thereof, attested by the clerk of the commission; and when such copy of the certificate is filed with the clerk of courts in the county where the land lies, the land shall be deemed and treated as taken; provided, however, that when land is held by a tenant for life, and the reversion is contingent as to the persons in whom it may vest on the termination of the life estate, such fact shall be stated in the application, and the commission shall, in addition to the notice to the tenant for life, give notice by publication to all others interested, in such manner as they deem proper.'

Approved March 11, 1929.

Chapter 44.

An Act Relating to the Salary of the Treasurer of Kennebec County.

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

R. S., c. 117, sec. 44; as amended; relating to salaries of county treasurers, amended. Section forty-four of chapter one hundred and seventeen of the revised statutes as amended, is hereby further amended, by striking out in line ten of said section after the word "Kennebec" the words "fifteen hundred dollars" and inserting in place thereof the words 'eighteen hundred dollars' so that said tenth line of said section as amended, shall read as follows:

Kennebec county increased. 'Kennebec, eighteen hundred dollars.'

Approved March 11, 1929.

Chapter 45.

An Act Relating to Deputy Clerk of Courts of Kennebec County.

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

R. S., c. 117, sec. 45; as amended; relating to clerk hire in county