

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-seventh and Eighty-eighth
Legislatures

OF THE

STATE OF MAINE

From April 7, 1935 to April 24, 1937

AND MISCELLANEOUS STATE PAPERS

Published by the Secretary of State, in conjunction
with the Revisor of Statutes in accordance with the
Resolves of the Legislature approved June 28, 1820,
March 18, 1840, March 16, 1842, and Acts approved
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KENNEBEC JOURNAL
AUGUSTA, MAINE
1937

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Eighty-Eighth Legislature

1937

Chapter 86

AN ACT to Enlarge and Define the Powers of the Androscoggin and Kennebec Railway Company.

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

Sec. 1. Bus service may be established. The Androscoggin and Kennebec Railway Company, a corporation formed under the provisions of chapter 64 and section 76 of chapter 56 of the revised statutes of 1930, and confirmed in its organization by section 1 of chapter 91 of the private and special laws of 1923, is authorized and empowered to establish and maintain bus service over regular routes for the carrying of passengers for hire by motor vehicles upon the public streets or highways within and between any of the cities and towns in which it operates its electric railway system when this act becomes effective, in addition to or in place of its electric railway service.

Sec. 2. Statement to be filed; certificate to be issued. Whenever said company shall from time to time undertake any of the said bus service, it shall file with the public utilities commission a statement of its intention showing the route or routes over which it proposes to run and the rail service, if any, for which said bus service is to be substituted. For all such service applied for in this manner, the public utilities commission shall issue a certificate in accordance with section 4 of chapter 66 of the revised statutes of 1930, but in all respects such bus operation shall be subject to the provisions of said chapter 66.

Sec. 3. May suspend operation of any route. The said company shall have the right from time to time to elect upon what route or routes or parts thereof said bus operation shall be made, and the time of starting such operation; provided, however, that it shall not be compelled at any time to provide bus service in place of rail service being operated. And the company may, by filing notice of its intention so to do with the public utilities commission, permanently suspend the operation of any of its rail routes or portions thereof, provided that, by so doing, it shall forfeit its rights to a certificate as matter of right for the said route or part of route under section 2 of this act, unless it shall at the same time give notice of its intention to substitute bus service over such route or part of route. The company shall have the right to proceed under chapter 66 of the revised statutes of 1930 for any variation or extension of bus routes established under this act, or for the operation of any other bus route not within the scope of this act.

Sec. 4. Failure to operate. Failure to operate such service over any

route or part of route over which said company's electric railway is being operated shall not cause a forfeiture of the company's right to a certificate for such route or part of route as a matter of right under section 2 of this act. As to any route not being served, the company shall elect, when so required by the public utilities commission, whether it will establish and maintain said bus service thereon or forfeit its right to said certificate as matter of right thereafter to operate thereon.

Sec. 5. Franchise may be sold. Said company may, with the approval of the public utilities commission, sell its franchise to operate bus service under this act, before or after it shall have undertaken to exercise the same, with or without its franchise to maintain and operate its electric railway system, and any property devoted thereto, to any person, firm or corporation, and any person, firm or corporation may purchase and exercise the same, subject to all of the provisions of this act. If the franchise granted by this act is sold separately from the company's franchise to operate its electric railway system, the purchaser shall possess the same rights and immunities in respect of routes over which the electric service is being rendered which said company has while both franchises are owned by it. Wherever in this act provision is made for simultaneous acts in respect of any matter, such action by the owners of said 2 franchises, after such sale, shall have the same effect as said acts by the company while it owns both franchises.

Sec. 6. R. S., c. 65, § 31, not applicable. The provisions of section 31 of chapter 65 of the revised statutes shall not be deemed to apply to any of the operations or locations of the company except its railway operations and locations.

Approved April 17, 1937.

Chapter 87

AN ACT Relating to Aid to Libraries, Expenses of State Historian, Topographic Mapping, and Abolishment of Grade Crossings.

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

Sec. 1. State aid to libraries suspended. Notwithstanding any provisions of law to the contrary, for a period of 2 years from the date of approval of this act, towns entitled to receive from the treasurer of state, state aid to libraries under the provisions of section 25 of chapter 4 of the revised statutes shall receive the following enumerated percentages of their