

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-SECOND LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1853.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
Feb. 26, 1840, and March 16, 1842.

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1853.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1853.

CHAP. 168.

License may be granted in certain cases.

and aldermen of said city may, in writing, dispense with such brick or stone walls, or may grant licenses to erect wooden buildings of greater dimensions than are hereinbefore specified, in cases where they shall be of opinion that the same would not be dangerous, under such regulations as may be prescribed in the license therefor.

Penalty for violation of the provisions of the foregoing section.

SECT. 4. If any person or persons shall violate the provisions of an ordinance passed in pursuance of the preceding section, such person or persons shall forfeit and pay for every such offense, a sum not less than fifty or more than five hundred dollars, and shall be liable to a like forfeiture for each and every year that such offense shall remain or be continued; which forfeitures may be recovered to the use of said city by indictment in any court of competent jurisdiction or by an action of debt in any court competent to try the same, one-half to the use of the person who shall sue therefor, and the residue to the use of said city. And in addition to such forfeitures, any building hereafter used or erected, contrary to the provisions of any such ordinance, shall be deemed and taken to be a nuisance, and shall be liable to all the proceedings and penalties provided by law in cases of nuisance.

Forfeiture, how recovered and applied.

Certain buildings to be declared a nuisance.

Ordinances passed in pursuance of this act, when to be in force.

SECT. 5. This act shall take effect from and after its approval by the governor; but no ordinance passed in pursuance thereof shall be in force in said city, unless the two preceding sections of this act shall have been previously accepted by the city council by a vote of at least five of the aldermen and fourteen of the common council in favor thereof, and shall have been approved by the mayor, nor until such ordinance shall have been published in the Portland daily Advertiser and Argus for three weeks successively.

[Approved March 29, 1853.]

Chapter 168.

An act to incorporate the Androscoggin Navigation Company.

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

Corporators.

SECT. 1. John Hearsey, Cornelius Holland, Hiram Ricker, Alvan Bolster, Calvin S. Brown, and such other persons as may hereafter associate with them, and their successors, hereby are created a body politic and corporate by the name of the Andros-

Corporate name.

coggin Navigation Company, and by that name may sue and be sued; may have a common seal and change the same at pleasure; and may have and exercise all the powers and privileges usually granted to similar corporate bodies. And said corporation may make any by-laws for the management of their affairs not repugnant to the laws of the state, and may regulate the tolls to be demanded and received by said corporation for the services of such steam boats as they may employ on the Androscoggin river between Canton Point and Rumford Falls.

CHAP. 168.

Seal.

By-laws.

Toll.

SECT. 2. Said corporation may take and hold such real and personal estate, not exceeding fifty thousand dollars, as may be necessary and proper for establishing and prosecuting the object and purposes of their incorporation, and may give, grant, bargain, lease, sell, or otherwise dispose of the same. And the property of said corporation shall be divided into four thousand shares, which shall be numbered in progressive order; and every original member thereof shall have a certificate under the seal of the corporation, and signed by the treasurer, of the number and ownership of the shares by him sold, which shares shall be deemed personal estate.

May hold real and personal estate.

General powers, &c.

Shares.

SECT. 3. Said corporation is hereby vested with the sole and exclusive right against all persons of employing and navigating all and every kind of boats or water craft propelled by steam, between the foregoing described points on said river, and the intervening waters, for a term of twenty years from and after the passage of this act, except that nothing in this act is to be construed to interfere with the crossing of said river at ferries, which now are or may hereafter be established, or to interfere with the use of ropes or other machinery for propelling boats across said river at said ferries. And any person or persons who shall use, employ or navigate on the said waters, any boat or water craft as aforesaid, without being properly authorized by said corporation, shall forfeit and pay for each and every such offense, a sum not exceeding two hundred dollars, nor less than fifty dollars, to be recovered by action of debt in any court of competent jurisdiction, to the use of said corporation; *provided*, that if the corporation hereby created shall neglect for the term of two years from the passing of this act, to build, complete and have in operation on said waters, a good steam-boat of the burthen of thirty tons or more, this act shall be void.

Exclusive right to navigate the Androscoggin river for twenty years.

Not to interfere with the rights of ferries, &c.

Penalty for violation of this act.

Proviso.

SECT. 4. In all meetings of said corporation, each member shall be entitled to as many votes as he owns shares, either in person or by proxy.

Votes.

CHAP. 169.

First meeting,
notice of to
be given.

SECT. 5. That John Hearsey, of Canton, be and hereby is authorized to determine the time and place of holding the first meeting of said corporation, and to give notice thereof to said corporators in writing seasonably therefor.

[Approved March 29, 1853.]

Chapter 169.

An act to increase the capital stock of the Bank of Hallowell.

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

Capital stock
increased.

SECT. 1. The president, directors and company of the Bank of Hallowell, are hereby authorized to increase the capital stock of said bank, by adding thereto the sum of fifty thousand dollars, to be paid into said bank in gold and silver on or before the first day of October next, and to be divided into shares of one hundred dollars each ; and loans may be made by said bank on said additional capital stock, whenever the directors, or a majority of them, with the cashier of said bank, shall have signed and verified by oath, and filed in the office of the secretary of state, a certificate that said additional capital has been actually paid in.

When paid in.

Loans, when
made.

SECT. 2. This act shall take effect and be in force from and after its approval by the governor.

[Approved March 29, 1853.]

Chapter 170.

An act to incorporate the Augusta Ice Company.

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

Corporators.

SECT. 1. George W. Ricker, Arthur L. Getchell, and Elias G. Hedge, their successors, associates and assigns, are hereby constituted and made a body corporate by the name of the Augusta Ice Company, for the purpose of cutting ice in the Kennebec river and ponds and streams within the limits of Augusta, and vending the same ; with all the privileges and powers, and subject to all the duties and liabilities of similar corporations in this state.

Corporate
name.