

# MAINE STATE LEGISLATURE

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DOCUMENTS

PRINTED BY ORDER OF

THE LEGISLATURE

OF THE

STATE OF MAINE.

1860.

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SIEVENS & SAYWARD, PRINTERS TO THE STATE.

1860.

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# THIRTY-NINTH LEGISLATURE.

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HOUSE.

No. 13.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED  
AND SIXTY.

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AN ACT in addition to an act entitled an act to authorize certain cities and towns to grant aid in the construction and completion of the Kennebec and Portland Railroad, approved April 17, 1850.

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

SECTION 1. Whenever the commissioners of the  
2 sinking fund created by the act to which this is addi-  
3 tional, shall deem it for the interest of the cities and  
4 towns, who have loaned their credit respectively to the  
5 Kennebec and Portland Railroad Company in aid of  
6 the construction of said road, to take the entire pos-  
7 session of said railroad for the purpose of running and

8 managing the same on account of the breach of any  
9 of the conditions of the mortgage of said road, given  
10 to secure said cities and towns, as provided in the act  
11 to which this is additional, said commissioners shall  
12 cause written notice of the breach of the conditions or  
13 condition of said mortgage and of the fact that they  
14 deem it for the interest of said cities and towns to  
15 take possession of and to run said road, to be served  
16 upon the selectmen of the several towns and upon the  
17 mayors of the several cities who have loaned their  
18 credit as aforesaid. And thereupon within thirty days  
19 after receiving such notice, the selectmen of said towns  
20 and the mayors of said cities shall cause legal meet-  
21 ings of the legal voters of said cities and towns to be  
22 called in the manner provided by law, for the purpose  
23 of choosing commissioners to take possession of and  
24 manage said railroad. Each town and city that has  
25 loaned its credit as aforesaid shall at such meeting  
26 elect by ballot one commissioner, and the commission-  
27 ers so chosen shall constitute a board to take posses-  
28 sion of and run and manage said railroad and the  
29 property covered by said mortgage, and shall have the  
30 right so to do if they deem it for the interest of said  
31 cities and towns.

SECT. 2. Said commissioners so chosen shall have all  
2 the powers which the trustees of the mortgagees of  
3 railroads have now by law when in the actual posses-  
4 sion of railroads, and be subject to the same liabilities  
5 and no more. Said commissioners shall hold their  
6 office for one year and until others are chosen in their  
7 place.

SECT. 3. Whenever the condition of the mortgage,  
2 for the breach of which possession is taken by said  
3 commissioners, shall be fulfilled, either by the railroad  
4 company or any mortgagee of said company, said com-  
5 missioners shall surrender the possession of said rail-  
6 road to such party as by law shall be entitled to take  
7 the same.

SECT. 4. This act shall take effect from and after its  
2 approval by the governor.

STATE OF MAINE.

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HOUSE OF REPRESENTATIVES, }  
February 16, 1860. }

Laid on the table, on motion of Mr. PICKARD of Hampden,  
and 350 copies ordered to be printed for the use of the Legis-  
lature.

CHARLES A. MILLER, *Clerk.*