

MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE.

1864.



AUGUSTA:

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1864.

FORTY-THIRD LEGISLATURE.

SENATE.

No. 12.

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

AN ACT to establish the Bangor Wet Dock Company.

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

SECTION 1. Rufus Dwinel, Samuel H. Dale, Isaac
2 M. Bragg, Arad Thompson, Aaron A. Wing, Amos M.
3 Roberts and George K. Jewett, their associates, suc-
4 cessors and assigns, are hereby constituted a body
5 politic and corporate, by the name of the Bangor Wet
6 Dock Company, with all the powers and privileges
7 and subject to the duties and liabilities contained in
8 the laws of this state relating to similar corporations.

SECT. 2. Said corporation is authorized to build,
2 construct and maintain a suitable wet dock in connec-
3 tion with the European and North American Railway
4 Company, by the erection of dam, bridge or street
5 across the mouth of the Kenduskeag stream in Bangor,

6 with a suitable draw or draws with all necessary locks
7 and lock gates, so as to insure a dock, basin or inner
8 harbor, where vessels may lie afloat above such dam
9 or bridge; with the right to demand and receive tolls,
10 and establish all proper regulations for the preserva-
11 tion, maintenance and care of the same; *provided*, the
12 city council of the city of Bangor shall accept of this
13 act within two years from the approval thereof by the
14 governor; and the same shall be constructed within
15 such time as the city council may by their vote or
16 votes determine.

SECT. 3. This corporation shall have and enjoy all
2 the powers necessary to carry into effect the objects
3 and purposes of its incorporation; to occupy so much
4 of the land, wharves and flats on the Kenduskeag
5 stream as may be taken and used for the purposes of
6 the European and North American Railway Company,
7 with the consent of said railway company, not exceed-
8 ing a width of ninety feet of the bed of the Kendus-
9 keag stream, for the purpose of a suitable street or
10 passage across said stream, with the necessary piers
11 and approaches to said draw or draws as may be found
12 necessary.

SECT. 4. Said corporation shall so construct their
2 draw or draws, through said dam or bridge, as to allow

3 the safe and expeditious passage of vessels at every
4 tide when the river is free from obstruction by ice ;
5 and shall have no right to prevent or delay the passage
6 of vessels through the same ; and some suitable person
7 shall always have charge of the draw or draws, lock
8 or locks through said bridge or dam at the expense of
9 said corporation ; *provided*, that nothing contained in
10 this act shall limit or prescribe any limitation on the
11 powers of the said railway company, or in any way
12 relieve said railway company of any duties or obliga-
13 tions imposed on it by law ; and it shall be lawful for
14 said corporation and the company established by this
15 act, to enter into contract for the execution of the
16 powers and rights hereby granted by the said company
17 jointly or otherwise, at the discretion of the directors
18 of the respective companies.

SECT. 5. A toll is hereby established on all vessels
2 passing through said draw or draws so built or main-
3 tained, and through the lock or locks provided by said
4 Wet Dock Company, and a lien is created for the
5 benefit of said company on all vessels passing through
6 the same for the payment of said toll, to be fixed
7 by said company, with all necessary dock dues and
8 charges ; and these tolls and dock dues shall at the
9 end of a year after said dock is completed, be subject

10 to the revision and control of the legislature of this
11 state.

SECT. 6. The capital stock of said company shall be
2 divided into shares of one hundred dollars each, and
3 to an amount sufficient to build and complete said
4 dock, not to exceed the sum of one hundred thousand
5 dollars. And for the purpose of obtaining subscrip-
6 tions to said stock, books shall be opened under the
7 direction of the persons named in the first section of
8 this act, first giving ten days notice thereof in some
9 public newspaper printed in Bangor, of the time and
10 place where said books are opened. And all persons
11 owning wharves, shores or docks above said dam or
12 bridge on either side of the Kenduskeag, and between
13 it and the present lower bridge, shall have the right
14 to take said stock in the proportion of the width of
15 front, owned by them on said Kenduskeag stream.
16 And if any one of such owners fails to subscribe giving
17 in his share of said stock, the same shall be disposed
18 of by the corporators named in this act, in such man-
19 ner and to such parties as they deem expedient, giving
20 preference to parties residing in Bangor.

SECT. 7. The city of Bangor shall have the right to
2 purchase or take one half of the stock, property and
3 rights of said company, at any time within ten years,

4 hereafter paying the actual cost thereof, and ten per
5 centum in addition to the actual cost ; and the shares
6 of said company shall thereafter be at the pro rata of
7 fifty dollars per share, in sums of one hundred dollars
8 per share.

SECT. 8. This act takes effect on its approval by
2 the governor.

STATE OF MAINE.

IN SENATE, February 29, 1864.

Introduced by Mr. MANSON of Penobscot, and on his motion laid on the table and 350 copies ordered to be printed for the use of the Legislature.

EZRA C. BRETT, *Secretary.*