
FORTY-SEVENTH LEGISLATURE.

HOUSE.

No. 119.

STATE OF MAINE.

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

AN ACT to aid in the construction of the European and
North American Railway.

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

SECTION 1. The governor of the state is hereby au-
2 thorized and empowered to transfer and convey by
3 deed to the European and North American Railway
4 Company, all the timber and lands belonging to the
5 state situated upon the waters of the Penobscot and of
6 the St. John rivers, to be used by said company to aid
7 in the construction of its line of railway as contem-
8 plated and provided for in an act entitled "an act to
9 provide means for the defence of the northeastern
10 frontier," approved March twenty-fourth, in the year

11 of our Lord one thousand eight hundred sixty-four,
12 and an act approved February twenty-first, eighteen
13 hundred sixty-six, and subject to all the reservations
14 contained in and the obligations imposed by said acts,
15 except that said company is hereby relieved from the
16 obligation to pay the balance due from this state to
17 Massachusetts as required by said act of eighteen
18 hundred sixty-four; *and provided further*, that the
19 proceeds of timber and lands hereby granted, or any
20 money which may be raised on a mortgage or sale
21 thereof, as provided by said act of eighteen hundred
22 sixty-six or by the conveyance under this act, shall be
23 applied solely to the construction of a railroad from
24 the town of Lincoln through the town of Winn to the
25 easterly boundary of the state.

SECT. 2. Other railroad companies now incorporated
2 or hereafter to be incorporated in this state shall have
3 the right to connect their railroads with the railroad of
4 the European and North American Railway Company
5 in the city of Bangor or in any other city or town
6 along the line of its road; and no discrimination in the
7 rates of freight or passengers shall be made by said
8 company nor by any party who may operate its line of
9 railway or any part thereof, between railroads having
10 the right to connect with its railroad as aforesaid; but

11 all passengers and all freight coming from or going to
12 any other road having such right to connect shall be
13 transported promptly and on terms alike favorable by
14 said company over its own road, or by any party oper-
15 ating the same, and on terms as favorable as the like
16 service is or shall be performed for transportation com-
17 mencing and terminating on the line of railway of said
18 company.

SECT. 3. Section one of an act entitled "an act
2 explanatory of and amending an act additional to and
3 amendatory of an act to provide means for the defence
4 of the northeastern frontier," approved March twenty-
5 fifth, in the year of our Lord one thousand eight hun-
6 dred and sixty-four, is hereby repealed, but the second
7 section of said act is continued in force; and it is
8 hereby provided that this act and the conveyance of
9 timber and lands authorized by it shall in nowise affect
10 the doings of the land agent, and that all moneys
11 received from the sales of land and timber since the
12 twenty-fourth day of March, one thousand eight hun-
13 dred and sixty-four, and all notes and other securities
14 in possession of the land agent, as proceeds of sales or
15 parts of sales of land and timber as aforesaid, are
16 declared to be, and are to remain, the property of the
17 state, exempt from any legal or equitable claim to the
18 same on the part of said company.

SECT. 4. Before any sale of lands or timber is made, 2 or any mortgage is effected of the lands herein trans- 3 ferred and conveyed to the European and North 4 American Railway Company, the directors of said 5 company shall appoint two trustees, with the approval 6 of the governor of the state. It shall be the duty of 7 the proper officers of the company to deposit all mon- 8 eys or securities collected by them, from any sale or 9 mortgage of the property herein transferred and con- 10 veyed, in the hands of such trustees, who shall hold 11 the same in trust, until the said railroad is finished to 12 the town of Lincoln; and the trustees aforesaid shall 13 be required to give a sufficient bond to the state, to 14 the approval of the governor, for the faithful execution 15 of their said trust. The moneys and securities so 16 received shall on the completion of said road to the 17 town of Lincoln be paid to said railroad company; 18 *provided* that the moneys and securities so received in 19 trust, may sooner than above limited, be used to pay 20 for actual construction of said road between said town 21 of Lincoln and the eastern boundary of the state, when 22 ordered and approved by the governor.

SECT. 5. No sale, mortgage, transfer or conveyance 2 of the timber and lands hereby conveyed to the Euro- 3 pean and North American Railway Company, shall be 4 effected, unless approved by the governor.

SECT. 6. That so much of the laws embraced in
2 chapter four hundred and one of the laws of eighteen
3 hundred and sixty-four, as donates, or refers to, "the
4 proceeds of the sale of timber on ten townships of the
5 public lands of this state," be and hereby is repealed.

SECT. 7. The legislature may at any time alter,
2 amend or repeal the act incorporating the European
3 and North American Railway Company, approved
4 August twentieth, eighteen hundred and fifty, or any
5 of its provisions, whenever in their opinion the public
6 good may require such alteration, amendment or
7 repeal.

SECT. 8. This act shall be in force after its ap-
2 proval.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES, }
February 26, 1868. }

Read twice, laid on the table, and Friday next at 10 o'clock, assigned, and ordered to be printed as amended by the Senate, on motion of Mr. PLAISTED of Bangor.

S. J. CHADBOURNE, *Clerk.*