

MAINE STATE LEGISLATURE

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FIFTY-FIRST LEGISLATURE.

HOUSE.

No. 13.

STATE OF MAINE.

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

AN ACT to incorporate the Union River Railroad Company.

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

SECTION 1. That Henry M. Hall, John D. Hopkins,
2 Seth Tisdale, Barlow Hall, James H. Hopkins, Erastus
3 Redman, and Myrick Avery, and their associates,
4 successors and assigns, are hereby created a corpora-
5 tion by the name of the Union River Railroad Com-
6 pany, with all the privileges and powers, and subject
7 to all the duties, liabilities and requirements, granted
8 or required by the laws of the state ; and the said
9 corporation is hereby authorized and empowered to
10 locate and construct a railroad, within the town of
11 Ellsworth, on the most practicable route on the east
12 side of Union river, from a point at or near the head

13 of the falls to some point at tide waters, on said river,
14 distance about two and a half miles. And for this
15 purpose said corporation shall have the right to take
16 and hold so much of the land, and other real estate of
17 private persons, as may be necessary for the location,
18 construction and convenient operation of their railroad,
19 and they shall, also, have the right to take, remove and
20 use for the construction and repair of said railroad
21 and appurtenances, any earth, gravel, stone, timber
22 or other materials, on or from the lands so taken ;
23 *provided however*, that said land so taken shall not
24 exceed four rods in width, except where greater width
25 is necessary for the purposes of excavation or embank-
26 ments ; *and provided also*, that in all cases said corpo-
27 ration shall pay for such lands, estate or materials so
28 taken or used, at such price as they and the owner, or
29 respective owners thereof, mutually agree on ; and in
30 case said parties shall not otherwise agree, then said
31 corporation shall pay such damages, as shall be ascer-
32 tained and determined by the county commissioners
33 for the county where such land or other property may
34 be situated, in the same manner and under the same
35 conditions and limitations, as are by law provided in
36 the case of damages by laying out highways. And
37 the land so taken by said corporation shall be held as
38 lands taken and held for public highways. And no

39 application to said commissioners, to estimate said
40 damages, shall be sustained unless made within three
41 years from the time of taking such land or other prop-
42 erty, or when it has already been taken, within one
43 year from the time of the passage of this act.

SECT. 2. The capital stock of said corporation shall
2 consist of one thousand shares, of one hundred dollars
3 each; and at all meetings of said corporation, each
4 proprietor shall be entitled to as many votes as he
5 holds shares. The immediate government and direc-
6 tion of the affairs of said corporation shall be vested in
7 five directors, who shall be chosen by members of the
8 corporation.

SECT. 3. The president and directors for the time
2 being, are hereby authorized, by themselves or their
3 agents, to exercise all the powers herein granted to
4 the corporation for the purpose of locating and con-
5 structing said road, and for the transporting of lumber,
6 goods, merchandise and all such other powers and
7 authority for the management of the affairs of said cor-
8 poration, as may be necessary and proper to carry into
9 effect the objects of this grant; to purchase, take and
10 hold real estate, engines, cars and such other materials
11 and things as may be necessary, in the name of said
12 corporation, for the use of said road; to make such
13 equal assessments on all the shares in said corporation,

14 as they may from time to time deem expedient and
15 necessary, and direct the same to be paid to the
16 treasurer of the corporation; *provided*, that no assess-
17 ment of more than one hundred dollars shall be laid
18 on any share in said corporation.

SECT. 4. Said corporation shall have power to make
2 and establish such by-laws and regulations; not repug-
3 nant to the laws of this state, as may be necessary for
4 the management of their concerns.

SECT. 5. A toll is hereby granted and established
2 for the sole benefit of said corporation, upon property
3 of every description, which may be conveyed or trans-
4 ported by them upon said road, at such reasonable
5 rate as may be agreed upon and established, from time
6 to time, by the directors of said corporation.

SECT. 6. Any two of the persons before named in
2 this act, may call the first meeting of said corporation
3 by posting up notifications of the time and place there-
4 of, in two public places in said town of Ellsworth,
5 seven days prior to the time of said meeting.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, January 27, 1872.

Reported from the Railroad Committee by Mr. PRINCE, laid on
the table and ordered to be printed.

S. J. CHADBOURNE, *Clerk.*