

# MAINE STATE LEGISLATURE

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# Seventy-first Legislature.

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HOUSE.

No. 5

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND THREE.

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AN ACT to incorporate the Bangor and Brewer Steam Ferrying  
and Transfer Company.

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

Section 1. Frank T. Mason, Fred H. Bean and Taber D.  
2 Bailey all of Bangor, their successors and assigns, are hereby  
3 constituted a body corporate, by the name of the Bangor and  
4 Brewer Steam Ferrying and Transfer Company, with power  
5 to take and hold by lease or purchase such real and personal  
6 property as may be necessary to effect the objects of this  
7 charter. They shall also have and enjoy the powers and  
8 rights usual and incident to such corporations.

Sect. 2. Said corporation is hereby empowered to estab-  
2 lish and maintain for twenty years from the time it is opened  
3 for travel a ferry across the Penobscot river, below the Ban-  
4 gor and Brewer toll bridge and at or near the present ferry,

5 with one or more boats of such construction, power and  
6 capacity as the United States steamboat inspectors for the  
7 district of Maine shall approve, to be propelled by steam, for  
8 the safe and convenient transportation of foot passengers,  
9 baggage and freight. Said corporation may temporarily run  
10 a boat or boats propelled by hand, instead of steam power,  
11 when accident, storm, or ice make it necessary.

Sect. 3. Said boat or boats shall be run during the season  
2 that the river is free from ice; and the said corporation shall  
3 provide such suitable slips and approaches to their ferry, and  
4 make such a number of trips each day, between the hours of  
5 half past five in the morning and nine in the evening, as the  
6 County Commissioners shall approve, and shall make and  
7 keep in repair proper approaches or slips to the ice in winter.  
8 Said boat shall run Sundays as well as week days, and on  
9 Saturday night said boat shall run until ten at night.

Sect. 4. Said corporation shall purchase the ferry boats  
2 and slips of the present ferry, and any other property used  
3 therewith, on or before the first day of May, nineteen hun-  
4 dred and three, and if the parties cannot agree upon the  
5 price thereof, the County Commissioners after giving four-  
6 teen days notice to the parties, shall appraise the same, and  
7 the corporation shall pay the sum so appraised within ten  
8 days after the same is made known, and may if necessary  
9 run said boats by hand until the above property shall be  
10 taken.

Sect. 5. A toll is hereby granted and established for the  
2 benefit of said corporation of one cent for each foot passen-  
3 ger, but after the hour of nine at night five cents; for personal  
4 baggage weighing not less than twenty-five pounds nor more  
5 than one hundred pounds, two cents, and one cent additional  
6 for every additional hundred pounds, or fraction thereof;  
7 and for every parcel or other piece of freight not accompanied  
8 by its owner weight not exceeding twenty-five pounds, one

9 cent, and one cent additional for every fifty pounds additional  
10 weight or fraction thereof.

Sect. 6. If said corporation, after they have accepted this  
2 charter, and established a ferry, shall neglect to furnish a  
3 suitable and safe boat or boats, and proper attendance as  
4 required by this act, they shall forfeit and pay for each  
5 offense the sum of five dollars, to be recovered in an action  
6 of debt brought in either of the municipal courts of Bangor  
7 and Brewer, to the use of any person suing therefor. Said  
8 corporation shall also be liable to an action on the case to a  
9 party injured or damaged by their neglect or want of due  
10 care.

Sect. 7. After a ferry is actually established under this  
2 act, and so long as it shall be maintained under the provisions  
3 thereof, the County Commissioners of Penobscot county shall  
4 not have power to license a ferry across the Penobscot river  
5 within one mile of the ferry so established.

Sect. 8. Nothing in this act shall be construed to give this  
2 corporation power to take private property without the consent  
3 of the owner thereof, except as herein specified.

Sect. 9. Unless the ferry hereby authorized is established  
2 and put in operation within two years from the approval of  
3 this act, then the same shall be void.

Sect. 10. The powers granted by this act may be enlarged  
2 or restrained at the pleasure of the legislature.

Sect. 11. This act shall take effect when approved.

STATE OF MAINE.

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IN HOUSE OF REPRESENTATIVES,

AUGUSTA, January 21, 1903.

Tabled pending reference to Committee on Interior Waters by Mr. SARGENT of Brewer, and ordered printed.

W. S. COTTON, *Clerk.*