

MAINE STATE LEGISLATURE

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PRIVATE AND SPECIAL

ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

TENTH LEGISLATURE,

AT ITS

SESSION, COMMENCING JANUARY 6th 1830.

Published agreeably to the Resolve of the 28th June, 1820.

Portland :

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1830.

established the dividing line, in part between the counties of Kennebec and Waldo, any law to the contrary notwithstanding.



CHAP. 102.

AN ACT to incorporate the Proprietors of the Bangor Pier Corporation.

Approved March 15, 1830.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That William Emerson, Amos Patten, Moses Patten, James B. Fiske, Wiggins Hill, James McLaughlin, Samuel Lowder, and Samuel Lowder jun. all of Bangor, in the county of Penobscot, their associates and successors, be, and hereby are created a body politic and corporate, by the name of the Bangor Pier Corporation ; with power to sue and be sued ; to have a common seal, and to change the same at pleasure ; and to make rules and by-laws for the management and regulation of their real and personal estate, and of their common concerns, not repugnant to the laws of this State ; and to have, exercise and enjoy the usual rights and privileges of similar corporate bodies.

Persons incorporat-
ed.

SECT. 2. *Be it further enacted,* That said corporation may hold such real estate as is now owned by the corporators above named, being part of lots number six and seven, in said town, according to the survey of Park Holland, under the authority of the Commonwealth of Massachusetts, and adjoining the land and flats owned by said town, called the burying-ground lot, and such personal estate as is necessary for the enjoyment and exercise of the powers granted by this Act, and shall have power to sell, grant and alien in fee simple, or otherwise, their corporate property,

May hold real and
personal estate.

or any part thereof; and also to manage and improve the same, in such way as may be determined by two thirds of the votes of said proprietors, at any legal meeting of said corporation.

To be divided into not more than 100 shares.

SECT. 3. *Be it further enacted,* That the said corporate property shall be divided into shares not exceeding one hundred, and certificates thereof shall be issued, signed by the president, and certified by the clerk of said corporation; and said shares shall be divided amongst the several proprietors according to the interest, which they may respectively have in the estate and property owned by said corporation; and the certificates aforesaid shall be transferable by indorsement, and a record of the same shall be made by the clerk, and new certificates shall be issued accordingly, and the property of such shares shall be thereby vested in the assignee thereof; and the shares in said corporation shall, in all respects and to all intents and purposes, be and are hereby declared to be personal estate.

How transferred.

The shares declared to be personal estate.

Company may build piers, &c.

SECT. 4. *Be it further enacted,* That said corporation may construct, on the land and flats above described, all such piers, wharves, booms and other conveniences, as may be necessary to maintain a sufficient and safe boom for the purpose of securing timber, logs and lumber of all kinds, and for facilitating the exportation of the same: *Provided however,* That in the use and improvement of said flats, the said corporation shall not approach, with any pier, boom, wharf or other conveniences, within thirty feet from the western edge of the channel of the Penobscot River, or in any way impede or obstruct the navigation of said River.

Proviso.

Right of voting regulated.

SECT. 5. *Be it further enacted,* That in all legal meetings of said corporation, each proprietor shall be entitled to one vote for every share holden by him, but no proprietor shall be entitled to more than one fifth of the number of all the votes: and at said meetings, the said corporation may as-

sess such sums of money, as may be deemed necessary for the purposes of said corporation: *Provided*, That two thirds of the votes concur therein: Proviso. *And provided further*, That the object, for which such assessment is intended, shall be made known by advertising the same in one or more of the newspapers, printed in said Bangor, ten days, at least, before such meeting. And at any meeting of said corporation, each proprietor may vote by proxy specified in writing.

SECT. 6. *Be it further enacted*, That, if any proprietor shall refuse or neglect to pay any assessment, which may be ordered at any meeting of the proprietors, the President and Clerk may cause such shares of such delinquent, as may be sufficient to pay such assessment, to be sold at public auction, after giving thirty days notice in some public newspaper, printed in said Bangor, to the highest bidder therefor; and after deducting the amount assessed and unpaid, together with the charges of sale, the surplus, if any, shall be paid over to such proprietor, and the purchaser of such share or shares, shall be entitled to receive from the president and clerk a certificate of the same.

Shares of delinquent proprietors may be sold to pay assessments.

SECT. 7. *Be it further enacted*, That said corporation may, from time to time, at any legal meeting of the Proprietors, establish such reasonable rates of toll as they may deem expedient, notice of which shall be published in some public newspaper printed in said Bangor; and said corporation shall have a lien, to secure the payment of any toll that may be due to them, upon any timber, logs, or other lumber, upon which such toll may have accrued: *Provided*, That such lien shall not continue in force more than two months from the time when such toll may become due, unless a legal process shall, within that time, have been commenced for the purpose of enforcing such lien.

Proprietors may establish rates of toll, &c.

First meeting, how called.

SECT. 8. *Be it further enacted*, That the first meeting of this corporation may be called, at such time and place, as may be determined upon by a majority of the persons named in the first section of this Act, by publishing notice thereof in any two of the newspapers printed in Bangor, six days at least, previous to the time of such meeting ; and the proprietors, at such meeting, may choose a president, treasurer, clerk, and such other officers as may be thought necessary to carry into effect the purposes of said corporation.



CHAP. 103.

AN ACT incorporating certain persons for the purpose of making improvements in the Mousam River.

Approved March 15, 1830.

Persons incorporated by name, the proprietors of the Mousam river.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled*, That William Lord, Daniel Sewall, Joseph Moody, Timothy Frost, Jacob Fisher, Joseph Hatch, jun. Barnabas Palmer, John Frost, Edward Greenough, Benjamin Smith, John Low, Porter Sands, John Hovey, Nathaniel M. Towle, Isaac Lord jun. and James Lord, inhabitants of the town of Kennebunk, their associates and successors, be, and they are hereby constituted a body politic and corporate, by the name of the Proprietors of the Mousam River ; and by that name may sue and be sued, have and use a common seal ; make any by-laws or regulations necessary or proper for the purposes of their incorporation, not repugnant to the laws of the State ; and to take and hold any real or personal estate, not exceeding ten thousand dollars, which may be necessary to carry into effect the object of this Act.