

MAINE STATE LEGISLATURE

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PRIVATE AND SPECIAL

ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

FOURTEENTH LEGISLATURE,

At its Session, held in January, 1834.

PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 28, 1820.

AUGUSTA :

I. BERRY & CO. PRINTERS TO THE STATE.

1834.

shall wilfully tear down, cut or break away, or in any manner deface or injure the said dam or any lock or gate thereof, or any canal, basin, sluice, pier, bulk-head, abutment, side-boom, temporary dam or other structure, erected in virtue of this Act, he shall on conviction thereof before the Supreme Judicial Court or Court of Common Pleas, forfeit and pay a penalty, to the use of the State, of not more than five thousand dollars for every such offence, or suffer imprisonment, not exceeding twelve months, at the discretion of said Court; and be also liable to pay to said Company double damages therefor, to be recovered by an action of trespass in any Court of competent jurisdiction.

Penalty for tearing down or injuring dam, locks, gates, &c

SECT. 29. *Be it further enacted,* That this Act shall at all times hereafter, be liable to be amended, altered, or repealed at the pleasure of the Legislature.

Powers granted liable to be amended, &c.

SECT. 30. *Be it further enacted,* That in case said company after proceeding to any extent in obstructing the regular passage of the water in said river for the purpose of erecting said dam, shall then neglect or abandon the same, they shall be holden to remove such obstruction, and be liable for all loss or damage that may be sustained by any boat, raft, steam boat, river craft or vessel in consequence thereof.

Corporation to remove obstruction in case of abandoning works partially finished and liable for damages.

CHAPTER 490.

AN ACT to establish the Sagadahock Ferry Company.

Approved March 7, 1834.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That John Purshley, William M. Rogers, Nathaniel Weld, Asa Palmer, Oliver Moses, Peter Knight, George Ricker, Edward Hodgkins, William V. Moses, Richard Nutter, Jonathan Hyde, with their associates and successors, be, and hereby are created a body politic and corporate, by the name of the Sagadahock Ferry Company, with power by that name to sue

Persons incorporated.

Powers, privi-
leges, &c.

and be sued ; to have and use a common seal, and the same at pleasure to change ; to ordain and establish suitable by-laws and regulations for the proper management of their concerns, not repugnant to the laws of the State ; and to exercise and enjoy all the powers and privileges incident to all similar corporations.

Authorized to
establish a ferry
across Kennebec
river.

SECT. 2. *Be it further enacted,* That said Corporation be, and hereby is authorized, to establish, set up and maintain a Ferry across the Kennebec river, between Bath and Woolwich, and Bath and Georgetown, at any place on said river not less than one mile below the landing places of the Bath Ferry Company, with a boat or boats to be propelled by horse or steam power, and such other boats as may be convenient for the night time or bad weather.

Rates of toll,

SECT. 3. *Be it further enacted,* That a toll be, and hereby is granted and established for the use of said corporation according to the following rates, namely, for each foot passenger Eight Cents, one person and horse, Sixteen Cents, one horse, and chair, chaise, sulkey, cart, wagon, curriele, or sleigh, with one person, twenty five cents ; each coach, with two horses and driver Forty Two Cents ; and for each additional horse or person with any of the carriages aforesaid, Eight Cents ; each cart or sled with two oxen and driver Thirty Seven Cents, and for each additional yoke of oxen Twelve Cents ; all other neat cattle and beasts of burthen, Eight Cents each ; sheep, swine and smaller animals Two Cents each.

To keep boats,
&c. at the Ferry
at all times for
the accommoda-
tion of travel-
lers.

SECT. 4. *Be it further enacted,* That said Corporation shall keep at all times, at the Ferry established as aforesaid, a good boat or boats, in good repair, suitable and convenient for the accommodation of travellers, their horses, carriages, carts, teams, and cattle, and cause ready and due attendance on passengers to be given on all occasions ; and for every neglect of such attendance, said corporation shall forfeit and pay Five Dollars ; and for every neglect in keeping such boat, Fifty Dollars ; each penalty to be recovered by action of debt, in any Court of competent jurisdiction, to the use of any person who

Penalties for
neglect.

shall sue therefor ; and said corporation shall be further liable to pay, in an action on the case, such special damages as any person may sustain by their unreasonable neglect.

Liabie for special damages.

SECT. 5. *Be it further enacted*, That said Corporation be, and hereby is authorized and empowered to build, erect and maintain any piers, railways, wharves, buildings or other conveniencies, necessary for maintaining said Ferry, on the shores and landing places, in said towns of Bath, Woolwich and Georgetown, at such places as the County Commissioners for the County of Lincoln shall adjudge convenient and necessary ; *Provided*, That said corporation shall pay to the owners of the land or privileges so occupied and improved such damages as said County Commissioners shall assess ; either party having a right to appeal, as in other cases.

Authorized to build piers, &c.

Proviso.

SECT. 6. *Be it further enacted*, That if the Bath Ferry Company shall by the first day of August next notify said Sagadahock Ferry Company, that they will establish a good and sufficient Ferry at the places designated therefor by said Sagadahock Ferry Company, and become obligated by a bond satisfactory to said Sagadahock Ferry Company, or if they cannot agree on the amount of said bond, then, satisfactory to the County Commissioners for Lincoln County, that they will fulfil the provisions of this Act within the time herein specified, then, said Bath Ferry Company shall be entitled to all the privileges and subject to all the liabilities of this Act, and said Sagadahock Ferry Company shall not be authorized to establish said Ferry. *Provided, however*, That the said Bath Ferry Company shall not be obliged to run a Ferry boat on the route prescribed by this Act for the Sagadahock Ferry until a road suitable for travellers shall be laid out, established and built on the Eastern side of Kennebec river in Woolwich, leading from the shore, and until said Sagadahock Ferry Company or individuals, shall cause to be established and erected on the shores of the Kennebec river in the village of Bath and the opposite shore suitable landing places free of ex-

Bath Ferry Company entitled to the privileges of this Act provided, &c.

Proviso.

pense to said Bath Ferry Company for the use of the same and connected with the great road leading East and West across the Kennebec river.

Limitation of
this Act.

SECT. 7. *Be it further enacted*, That if said Sagadahock Ferry Company shall neglect for the space of two years from the first day of October next, to establish said Ferry agreeably to the provisions of this Act, then this grant shall be null and void.

First meeting—
how called.

SECT. 8. *Be it further enacted*, That any two of the three persons first named in this Act be, and they hereby are authorized to call the first meeting of said proprietors, by giving notice thereof in a newspaper printed in Bath, fifteen days previous to said meeting.

Powers, &c.
subject to con-
trol of Legisla-
ture.

SECT. 9. *Be it further enacted*, That the Legislature may at any time enlarge, restrain or annul the powers granted by this Act.

Corporation to
purchase boats,
&c. of Bath
Ferry Company
in case, &c.

SECT. 10. *Be it further enacted*, That if the said Bath Ferry Company shall neglect to establish and maintain a good and sufficient Ferry at the places designated by the said Sagadahock Ferry Company, according to the provisions of Section sixth of this Act; then the said Sagadahock Ferry Company, shall if so requested by the said Bath Ferry Company purchase of said Company its boats, gear and horses, at such sum as the said companies shall agree upon or in case they cannot so agree, at such sum as the County Commissioners for the County of Lincoln, may determine.

CHAPTER 491.

AN ACT Additional to an Act to incorporate the Proprietors of the Bangor Pier Corporation.

Approved March 8, 1834.

Be it enacted by the Senate and House of Representatives, in Legislature assembled, That the Proprietors of the Bangor Pier Corporation be, and are hereby authorized to pur-