

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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.

construction of said Canals and in case of any disagreement between such person or persons and said Corporation, the subject of the damages shall be submitted to three disinterested persons, and in case said referees should be unable to agree the same to be submitted to the Court of County Commissioners of the County of Penobscot, the decision of either tribunal to be obligatory and final. And the private property of the individuals concerned in the incorporation shall be holden for damages, to an amount equal to their respective interest therein.

age from location or construction of canal.

SECT. 7. *Be it further enacted*, That if the said Proprietors shall neglect or refuse for the space of three years after the passing of this Act to open and complete said Canal then this Act shall be void.

Limitation of this act.

SECT. 8. *Be it further enacted*, That any two of the persons named in this Act are authorized to call the first meeting of the Corporation, by giving fourteen days notice in some newspaper printed in Bangor in said County of Penobscot previous to the time of said meeting.

First meeting, how called.

CHAPTER 495.

AN ACT to incorporate the Union River Canal and Railway Company.

Approved March 8, 1834.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled*, That Joseph Otis, James Whiting, Jesse Dutton Junior, Joseph A. Wood, Francis Warner, William W. Chase, Solomon Jordan, John C. Jordan, Charles Peters, Andrew Peters, Jeremiah Jordan, Jesse Dutton and Alfred Langdon, with their associates and successors, be and they hereby are, created a body politic by the name of the Union River Canal and Railway Company, for the purpose of improving the navigation of Union River, and to open an easy communication from the head of the falls on said river to the tide waters on the

Names of persons incorporated.

Corporate name and purposes of incorporation.

Powers, privileges, &c. same, with power to sue and be sued ; have a common seal ; and make any by-laws for the management of their affairs not repugnant to the laws of the State, and to exercise all the powers and privileges incident to similar corporations.

Authorized to hold real and personal estate, and lay out and survey canal or railway.

SECT. 2. *Be it further enacted,* That said company shall have power to take and hold real and personal estate to an amount not exceeding Seventy Five Thousand Dollars, to lay out and survey either a canal or railway, or to construct locks and sluices as may be deemed hereafter most convenient and beneficial for opening an easy communication from the head of the falls on Union River to the tide waters of the same, in the County of Hancock ; but the said corporation are hereby restricted in their

Limitations and restrictions.

powers, either to construct locks and sluices, or to make a canal, or railway as they shall hereafter select, to accomplish the objects of this grant—And in case said corporation should construct a canal, instead of a railway, or locks and sluices, they shall have power to use the waters of said stream for the purposes aforesaid — *Provided always,* That the passage of the mill logs down the river, shall not be prevented and in case of the erection of locks, a passage shall be allowed them free of toll.

Proviso.

SECT. 3. *Be it further enacted,* That a toll be, and hereby is, granted for the benefit of said corporation, according to the following rates ; to wit ; for the passage of pine, hemlock or spruce lumber, Fifty Cents for each and every thousand feet board measure ; for ash plank and other hard wood stuff, Seventy Five Cents, for each and every thousand board measure ; for each ton of pine timber, Twelve Cents ; hard wood timber, Seventeen Cents, per ton ; each thousand of clapboards, Thirty Cents ; each thousand of shingles, Three Cents ; each thousand of red oak hogshead staves, Forty Cents ; each thousand barrel staves, Twenty Five Cents ; each cord of wood or bark, Fifty Cents ; every thousand feet board logs, board measure, Thirty Five Cents ; masts and bowsprits three tons each and over, Fifty Cents ; masts and bowsprits un-

Rates of toll granted.

der three tons each, Thirty Five Cents ; and for the passage of each boat, for each ton of weight it is capable of carrying, if loaded, Sixty Cents ; if unloaded, for each ton Thirty Five Cents ; and so on in proportion for all lumber, goods, merchandize and other property transported from the head of said falls to the tide waters aforesaid, through either of said works which may be constructed ; the said tolls to commence when either of the abovementioned works shall have been completed and ready for the passage of any of the articles aforesaid. And the said Corporation shall have a lien on the property which may pass through and be transported to said tide waters, by means of said works, for the payment of the toll due and payable thereon, according to the rates above specified. *Provided always,* That the foregoing rate of tolls may be hereafter modified at the pleasure of the Legislature.

When to commence.

Corporation to have a lien on articles transported.

SECT. 4. *Be it further enacted,* That if any person or persons shall wilfully or maliciously destroy any part of said works or divert or obstruct the waters of the same to the damage of said Company, he or they shall pay treble the amount of such damage as the said Proprietors may sustain by reason of the said trespass, to be recovered before any Court of competent jurisdiction.

Penalty for wilfully injuring property of corporation.

SECT. 5. *Be it further enacted,* That if any person or persons shall have sustained injury by the location and construction of the canal, locks, sluices or railway as aforesaid, or by reason of the building of either, and in case of any disagreement between such person or persons and said Corporation, the subject of the damages shall be submitted to three disinterested freeholders in the same County ; and in case of their being unable to agree, the same to be submitted to the Court of County Commissioners for the County of Hancock, the decision of either tribunal to be binding and final.

Proceedings in case of damage by the location and construction of canal, &c.

SECT. 6. *Be it further enacted,* That if the said Company shall neglect or refuse for the space of six years from and after the passage of this Act, to open, construct and complete either of the said works contemplated by this Act, then this Act shall be void.

Act to be void if works are not constructed in six years.

Mode of calling first meeting

SECT. 7. *Be it further enacted*, That any three of the persons named in this Act, are authorized to call the first meeting of the corporation, by giving fourteen days notice in some newspaper printed in said county of Hancock, prior to the said meeting.

CHAPTER 496.

AN ACT making appropriations, in part, for the support of Government, for the year one thousand eight hundred and thirty four and for sundry other expenditures.

Approved March 10, 1834.

Sums to be allowed and paid out of the State Treasury.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled*, That the following sums be, and the same are hereby appropriated, to be paid out of any unappropriated money in the Treasury. And the Governor is hereby authorized to draw his warrant on the Treasurer for the same : viz. For

SALARIES.

Fifteen thousand seven hundred dollars,	\$15,700 00
Pay Roll of the Council, Senate and House of Representatives—Thirty seven thousand dollars,	37,000 00

LITERARY INSTITUTIONS.

Westbrook Seminary—Five hundred dollars,	500 00
Medical School—One thousand dollars,	1,000 00

PUBLIC BUILDINGS.

Five hundred dollars,	500 00
-----------------------	--------

ROADS.

Sewall Prescot—One hundred five dollars sixty cents,	105 60
Moses True—Seventy dollars seventy eight cents,	70 78
Stephen Emerson—Twelve hundred five dollars fifty cents,	1,205 50

MILITARY SERVICE.

Militia—Fifteen thousand seven hundred dollars,	15,700 00
State Arsenal—One thousand dollars,	1,000 00
Gun House at Belfast—One hundred and fifty dollars,	150 00
Nathaniel Stevens—Twenty two dollars,	22 00