

# MAINE STATE LEGISLATURE

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**PRIVATE AND SPECIAL ACTS**

OF THE

**STATE OF MAINE,**

PASSED BY THE

**FIFTEENTH LEGISLATURE,**

AT ITS SESSION, HELD IN JANUARY, 1835.

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Published agreeably to the Resolve of June 28, 1820.

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**AUGUSTA:**

WILLIAM J. CONDON.....PRINTER TO THE STATE.

1835.

## CHAPTER 610.

AN ACT to incorporate the Brunswick Rail Road Company.

Approved March 24, 1835.

Names of persons  
incorporated.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That Elijah P. Pike, Nathl. Davis, Alfred J. Stone, Charles Stetson, Roger Merrill, Jordan Woodward, Benjamin Pennell, John S. Cushing and Solomon P. Cushman and their associates, successors and assigns be and they hereby are made a body politic and corporate by the name of the Brunswick Rail Road Company, with all the powers and privileges incident to similar Corporations, so far as may be necessary to carry into effect all the purposes of this Act.

Corporate name.

Powers, priv-  
ileges, &c.Powers of the  
Company to be  
vested in a board  
of Directors to be  
chosen annually.

SECT. 2. *Be it further enacted,* That the powers of said Company shall, except at any legal meeting thereof be vested in a Board of not less than Five Directors, who shall be chosen at the first meeting of the Company, and shall afterwards be chosen annually at such time as their by-laws may determine, and shall hold their offices for one year and until others are chosen and qualified in their stead.

Directors to elect  
annually Presi-  
dent, Secretary,  
Treasurer, &c.

SECT. 3. *Be it further enacted,* That the Directors shall annually elect a President, Secretary, Treasurer, and any other officers which their by-laws may prescribe, and the Company may establish such by-laws as they may see fit, not repugnant to the laws of the State.

Company author-  
ized to locate and  
construct Rail  
Road.May take land  
necessary for con-  
structing railroad.Proviso, as to  
damages.

SECT. 4. *Be it further enacted,* That the said Company may, and they hereby are authorized to locate and construct a Rail Road, from the Androscoggin River near Brunswick village to some navigable waters of the Casco Bay, with one or more branches, as said Company may find most expedient, and for this purpose the Company are authorized to locate the road four rods wide and for the purpose of cutting embankments and for procuring stone and gravel, may take as much more land as may be necessary for the construction of the said road. *Provided however*—that all damages which may be occasioned to any person or Corporations by the taking of such land or

materials for the purposes aforesaid shall be paid for by the Corporation.

SECT. 5. *Be it further enacted*, That all damages claimed, or adjudged for the taking and use of materials, land or other estate, by virtue of this Act, shall be estimated according to the value which they possessed independently of the effect of this Act. And when the lands or other property of any infant or person non compos mentis, shall be taken or damaged, for the purposes of this Act, the Guardian of such person may settle and discharge all damages, or claim for damages in relation thereto.

Damages to be estimated independently of the effect of this act.

Guardians of persons non compos mentis may settle damages.

SECT. 6. *Be it further enacted*, That the Capital Stock of said Company may consist of Forty Thousand Dollars, and shall be divided into shares of One Hundred Dollars each, and each share shall entitle the holder thereof to one vote, *Provided* no member shall be allowed more than twenty votes.

Amount of Capital Stock.

SECT. 7. *Be it further enacted*, That the said Company shall have power from time, to time to establish, demand and collect such rates of toll for the transportation of persons, goods, wares, and merchandise or any article on said road as they may see fit, *Provided, however*, that at any time after ten years from the completion of said Road the Legislature may reduce said rates of toll at its pleasure.

Corporation may establish rates of toll.

Proviso.

SECT. 8. *Be it further enacted*, That if the said Rail Road shall pass any public highway, the Road shall be so constructed as not to injure or obstruct the safe conveyance on said public way.

Not to obstruct safe conveyance of any public highway.

SECT. 9. *Be it further enacted*, That the first meeting of said Corporation may be called by Elijah P. Pike or Nathaniel Davis by posting up notifications of the time and place thereof in two public places in said town of Brunswick, seven days prior to the time of said meeting.

First meeting—how called.

SECT. 10. *Be it further enacted*, That unless said Railway be completed within five years from the passing of this Act, then this grant shall be void.

Limitation of charter.

SECT. 11. *Be it further enacted*, That said Corporation shall constantly from, and after the time when they com-

Corporation obliged to keep and maintain in repair

a good and sufficient Rail Road, after they commence taking toll—and provide fit vehicles.

menced the taking of toll for transporting any of the articles aforesaid, have and maintain in good repair and fit for use a good and convenient Rail Road, constructed of suitable materials and provide fit vehicles and carriages, with all necessary apparatus for the safe and speedy conveyance of all such articles as they may be required to transport upon said Rail-way and shall be held and obliged to take charge of, and convey the same accordingly, the toll therefor being first paid or tendered.

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### CHAPTER 611.

AN ACT to incorporate the Waterville and Fairfield Railway Company.

Approved March 24, 1835.

Names of persons incorporated.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That Abijah Smith, Jedediah Morrill, Zebulon Sanger, Samuel Appleton, Simeon Matthews, William Pearson, John Kendall, Joseph Banks, David Page, Ebenezer Bolckcom, Jonas Parlin Jr., Samuel Weston, John W. Weston, Asa Wyman, A. Z. Littlefield, John G. Neil, Joseph Patten, Samuel Philbrick, Ebenezer H. Neil, Samuel Soule, Edmund Pearson and Philander Coburn—with their associates, successors, and assigns, be and hereby are created a Corporation by the name of the Waterville and Fairfield Rail-way Company, and shall so continue for the space of thirty years from the passing of this Act, and by that name may sue and be sued, use a common seal, and shall have all the powers and immunities necessary to carry the purposes of this Act into effect.

Corporate name—limitation of charter—powers, privileges, &c.

Authorized to locate and construct railway.

SECT. 2. *Be it further enacted,* That said Corporation is authorized to locate, construct, and maintain a Railway from some point in or near the village at Kendall's Mills in Fairfield in the County of Somerset, and extending the same to some point in or near the village in Waterville in the County of Kennebec; in such mode as said Corporation may deem most expedient; to lay out such way as