

# MAINE STATE LEGISLATURE

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# PUBLIC ACTS

OF THE

# STATE OF MAINE,

PASSED BY THE

## SIXTEENTH LEGISLATURE,

JANUARY SESSION, 1836.

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PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 23, 1820.

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AUGUSTA:

SMITH & ROBINSON.....PRINTERS TO THE STATE.

1836.

same, he shall receive at the rate of ten cents for every hundred pounds weight, so inspected, to be paid to him by the purchaser, exclusive of the charges of repacking, and mending the bales, or pockets, when necessary, which shall be paid by the vender of the hops, and including the charges of storage, should said hops not be stored by said Inspector more than thirty days.

—fees of inspection.

—to be paid by purchaser.

SECT. 3. *Be it further enacted*, That Hops shall not be shipped or exported from this State, except they are of the quality, mentioned in the third section of an act to which this is additional, and have been duly inspected and marked, agreeably to the provisions of this Act, and that the Hops, so inspected, shall be in square bales or pockets, each bale, or pocket, to contain from one hundred and fifty to two hundred pounds, as near as may be.

No hops to be exported unless of certain quality and duly inspected and marked.

—each bale or pocket to contain from 150 to 200 pounds.

SECT. 4. *Be it further enacted*, That the first, second, and fourth sections of an Act, to which this is additional be, and the same are, hereby, repealed.

1st, 2d, and 4th sects. of former act repealed.

[Approved by the Governor, February 23, 1836.]

### Chapter 203.

AN ACT in relation to petitions for Acts of incorporation for any Turnpike, Canal, or Rail Road Company.

*Be it enacted by the Senate and House of Representatives in Legislature assembled*, That, in petitions for Acts of Incorporation of any Rail Road Company, the petitioners shall set forth the places of beginning and end of the proposed Rail Road, the distance between the same, the general course of said Rail Road together with the names and sections of towns through which the same shall be found, on actual survey thereof, to pass.—*Pro-*

Petitioners for railroads to describe the names and sections of towns through which they pass.

—not to affect petitions pending.

*vided*, That this Act shall not in any way operate upon or affect petitions, before this Legislature, whether the same shall be definitely acted on at this or any future session.

[Approved by the Governor, February 24, 1836.]

### Chapter 204.

AN ACT defining certain rights and duties of Rail Road Corporations.

Railroad corporations may take private property necessary for the construction of their work.

—may take, remove and use earth, gravel, stone, lumber and other materials.

Land taken not to exceed 4 rods in width except for excavation and embankment.

To pay for same and mode of settling damages.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled*, That Rail Road Corporations, which have been, or may be granted, shall have the right to take and hold so much of the Land, and other real estate of private persons, as may be necessary for the location, construction, and convenient operation of their Rail Roads; and they shall, also, have the right to take, remove, and use for the construction and repair of said Rail Roads and appurtenances, any earth, gravel, stone, timber, or other materials, on or from the land so taken,—*Provided, however*, that said land, so taken, shall not exceed four rods in width, except, where greater width is necessary for the purpose of excavation, or embankment;—*And provided, also*, that, in all cases, said Corporations shall pay for all such lands, estate, or materials, so taken and used, such price, as they, and the owner, or respective owners thereof may mutually agree on; and, in case said parties shall not otherwise agree, then said Corporations shall pay such damages, as shall be ascertained and determined, by the County Commissioners for the County, where such land or other property may be situate, in the same manner, and under the same conditions and limitations, as are by law provided, in the case of damages by laying out of highways.