

# MAINE STATE LEGISLATURE

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PRIVATE AND SPECIAL ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

SIXTYEIGHTH LEGISLATURE,

At its Session, held in January, 1836.

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Published agreeably to the Resolbe of June 28, 1820.

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AUGUSTA:

SMITH AND ROBINSON,.....PRINTERS TO THE STATE.

1836.

## MAINE SIENITE COMPANY.—RAIL ROAD COMPANY.

any works or obstructions erected by said Company, from obtaining redress in the same course of judicial proceedings, as if this Act had not been passed.

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**Chapter 121.**

AN ACT to incorporate the Maine Sienite Company.

Approved March 16, 1836.

*Be it enacted by the Senate and House of Representatives, in Legislature assembled, That Roscoe G. Greene, George Purinton, Daniel Winslow, and Winslow H. Purinton, their associates, successors and assigns be, and they hereby are created a Corporation by the name of the Maine Sienite Company, for the purpose of quarrying, manufacturing, dealing in, and exporting Sienite and other stone upon and from their own land in the Town of Saco, with power to hold and manage real and personal estate, not exceeding at one any time, three hundred thousand dollars. And said Corporation shall be vested with all the powers and privileges, and be subject to the restrictions and liabilities now in force by the existing general laws of this State regulating Corporations, and the provisions of an Act on the same subject, passed the sixteenth day of February in the year of our Lord eighteen hundred and thirty six.*

Persons incorporated.

Corporate name.

May hold estate to the amount of 300,000 dollars.

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**Chapter 122.**

AN ACT to incorporate the Jonesborough and Whitneyville Railroad Company.

Approved March 16, 1836.

SECT. 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled, That Edmund Monroe, Samuel J. Lewis, Joseph Whitney, Benjamin Mathes, Charles*

Persons incorporated.

Ellis, Charles E. Bowers, Amos Binney, James C. Dunn, Mortimer M. Jackson, Andrew Hinkley, their associates, successors and assigns be and they hereby are created a Corporation by the name of the Jonesborough and Whitneyville Rail Road Company, and shall so continue for the space of thirty years from the passing of this Act, and shall be entitled to all the privileges, and subject to all the duties, liabilities and requirements provided for in the Act entitled, "An Act concerning Corporations," passed February sixteenth in the year of our Lord one thousand eight hundred and thirty six; and also an Act entitled "An Act defining certain rights and duties of Rail Road Corporations," passed the first day of March in the year of our Lord one thousand eight hundred and thirty six.

Corporate name.

SECT. 2. *Be it further enacted,* That said Corporation is authorized to locate, construct and maintain a Rail Road from some point near the mills at Middle Falls on the west side of Machias west River; and to extend the same to some point at tide waters in Jonesborough; and also to locate, construct and maintain a Rail Road from some point near the Great Falls on the west side of Machias West River to intersect the first mentioned Rail Road, in the most suitable and convenient place between the Middle Falls and the tide waters in Jonesborough. Saving to the public the right to locate and construct any highway across said Rail Road subject to the existing provisions of law for the location, construction and repair of highways.

Powers and duties.

SECT. 3. *Be it further enacted,* That the Capital Stock of said Corporation shall consist of one thousand shares, of one hundred dollars each share; and the government of said Corporation, shall be vested in not more than nine, nor less than five Directors, who shall hold their office for one year, and until others are chosen in their room, and a majority of them shall form a quorum for transacting business; and they shall elect one of their number President of the Board of Directors, who shall also be President of the Corporation, and said Corporation shall choose all other necessary officers, and make necessary by laws and

Capital stock to consist of 1000 shares of \$100 each.

Government to vest in Directors.

To choose officers and make by-laws.

regulations for the management of their affairs, not repugnant to the Laws of this State.

**SECT. 4.** *Be it further enacted,* That the Annual Meeting of the members of said Corporation shall be holden on the third Tuesday in June, at such an hour and place as the Directors shall designate; at which meeting the Directors shall be chosen by ballot, allowing each member of said Corporation at least one ballot, and as many votes more as he shall hold shares, *Provided* that no member shall be allowed more than twenty votes.

**SECT. 5.** *Be it further enacted,* That said Corporation may purchase and hold real estate, not exceeding in amount, at any one time, the value of one hundred thousand dollars for the purpose of erecting wharves, making docks, ship yards, brick yards, piling places, stores, houses and other buildings for the use and convenience of said Corporation, and may make assessments on the shares, and collect the same, as may be provided in their by laws.

**SECT. 6.** *Be it further enacted,* That shares in the Stock of the Corporation aforesaid, shall be deemed and taken to be personal estate, and may be transferred under such regulations as may be lawfully established by said Corporation.

**SECT. 7.** *Be it further enacted,* That unless said Rail Road from the Middle Falls aforesaid to the tide waters in Jonesborough be completed in two years from the time of passing this Act, then so much of this Act as relates to said Rail Road shall be void; and if the Rail Road from the Great Falls aforesaid be not completed within four years from the time of passing this Act, then so much thereof as relates to said Rail Road shall be null and void.

**SECT. 8.** *Be it further enacted,* That a toll be and hereby is granted and established for the benefit of said Corporation, for conveyance on the Rail Roads, from Middle Falls to the tide Waters in Jonesborough, according to the rates following, to wit, for all planks, boards, joist or other sawed stuff or timber squared, other than hardwood, forty cents per thousand, board measure; for the same if hard

Annual meeting.

Proviso.

May hold estate &c.

When to be completed.

Toll established from middle falls to tide waters in Jonesboro'.

wood, fifty cents per thousand; for spars and masts, per ton of soft wood, forty cents; on piling, per ton, twenty cents; on round timber soft wood other than spars, masts and piling, per ton twenty cents; on round timber hardwood per ton fifty cents; on ship timber hardwood, per ton fifty cents; on same, of soft wood, per ton thirty cents; on knees of an average size, thirteen to a ton—per ton sixty cents; on oars per thousand feet, one dollar; on tree nails, per thousand feet thirty cents; on clapboards per thousand fifty cents; on laths per thousand ten cents; on barrel staves, hardwood, forty cents; on same of soft wood twenty five cents; on hogshead staves per thousand sixty cents; on shingles per thousand, twelve and half cents; on hogshead hoops and barrel hoop poles, per thousand eighty cents; on bricks per thousand, fifty cents; on shook each six cents; on sugar boxes, each five cents; on heading pairs one hundred, seventy cents; on fencing posts, one hundred in number, one dollar and eighty cents; on hardwood and bark, per cord, fifty cents; on soft wood per cord thirty cents; on gypsum, sand grindstones, granite, wrought and unwrought per ton twenty five cents; on iron, nails, spikes, lead and hollow ware, per ton fifty cents; on salt per bushel, three cents; on bales of cotton, and cotton factory goods, per ton fifty cents; on screwed hay in bundles per ton, sixty cents; on charcoal per hundred bushels, fifty cents; on boxes of dry goods, per ton of forty feet, fifty cents; on crates of ware each forty cents; on chests of tea each six cents; on ploughs, each ten cents; on lime per cask twelve and half cents; on boxes of glass one hundred feet each, six cents each; on molasses the hogshead, fifty cents; ditto in tierce, twenty cents; ditto in barrels ten cents; on spirits, wine tierce, each twenty five cents; beef, pork, pickled fish and cider per barrel each ten cents; on bread crackers and apples, per barrel eight cents each; on dried fish, per hundred weight, five cents; on oats, corn, or other grain, two cents per bushel; on potatoes and other vegetables two cents per bushel; on all other articles, in proportion to weight

and bulk; on passengers, ten cents each, and all articles intended to be conveyed on said Rail Road, shall be placed thereon by the respective owners thereof, and taken therefrom by them or at their expense.

Toll from Great Falls to tide waters established.

SECT. 9. *Be it further enacted,* That a toll be and hereby is granted and established, for the benefit of said Corporation, for the conveyance on the Rail Road from the Great Falls on Machias West River to the tide waters in Jonesborough, according to the rates following, to wit, on all planks, boards, and other sawed stuff, and timber squared other than hardwood, board measure, fifty cents per thousand; on the same, if hardwood, sixty cents, per thousand; on spars, and masts, per ton of soft wood, forty cents; on piling, per ton, twenty cents; on round timber soft wood, other than masts, spars, and piling, per ton, thirty cents; on round timber, hardwood, per ton, fifty cents; on ship timber, hardwood, per ton, fifty cents; on the same, soft wood, thirty cents per ton; on knees of an average size, thirteen to a ton, per ton sixty cents; on oars per thousand feet one dollar; on tree nails, per thousand feet thirty five cents; on clapboards, per thousand, sixty cents; on laths per thousand, twelve and half cents; on hogshead staves, per thousand seventy cents; on barrel staves; hardwood, fifty cents; on same, soft wood thirty cents; on shingles per thousand fifteen cents; on hogshead hoops and barrel hoop poles, per thousand one dollar; on bricks per thousand, sixty cents; on shooks, each seven cents; on sugar boxes each seven cents; on heading, pairs, one hundred in number, eighty cents; on fencing posts, one hundred in number, two dollars; on hardwood and bark, per cord, fifty cents; on soft wood per cord thirty cents; on gypsum, sand, grindstones and granite, wrought or unwrought, per ton, thirty cents; on iron, nails, spikes, lead, and hallow ware, per ton, fifty cents; on salt three cents per bushel; on bales of cotton, and cotton factory goods, per ton, sixty cents; on hay in bundles screwed, seventy five cents; on charcoal per hundred bushels, seventy five cents; on crates of ware each

fifty cents, on boxes of dry goods, per ton of forty feet, seventy cents; on chests of tea, each ten cents; on ploughs, each ten cents; on lime, the cask, twelve and half cents; on boxes of glass, one hundred feet, each, ten cents; on molasses, the hogshead fifty cents; ditto in tierce, twenty five cents; ditto in barrel, ten cents; on spirits, or wine, tierce each thirty cents; on beef, pork, and pickled fish each, ten cents; on flour, cider, each eight cents per barrel; on bread, crackers and apples, per barrel, each six cents; on corn, oats, and other grain, two cents per bushel; on potatoes and other vegetables, per bushel, two cents, each; on dried fish per hundred weight, three cents; on other articles not enumerated, in proportion to bulk and weight; on passengers, twelve cents each: all articles of every description, to be placed upon the Rail Road cars and taken therefrom by the owner or owners of the articles; or by their agent, or pay for placing them thereon, and taking them therefrom in addition to the rates of toll.

SECT. 10. *Be it further enacted,* That said Corporation shall constantly, from and after the time, when they commence the taking of toll for transportation of any of the articles aforesaid have and maintain in good repair, and 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 conveyance of all such articles, as they may be required to transport upon said Rail Roads, or either of them; and shall be held and obliged to take charge of, and convey the same accordingly, the toll being first paid or tendered.

Corporation to keep in good repair a Rail Road and vehicles.

SECT. 11. *Be it further enacted,* That if any person shall willfully maliciously or contrary to law take up remove, undermine or otherwise injure or obstruct any part of either of said Rail Roads, or any work connected with or appertaining to the same, such person shall, for every such offence, forfeit and pay to said Corporation a sum not less than five nor more than five hundred dollars, according to the aggravation of the injury done or committed, and

Penalty for injuring rail road.



such offender, or offenders, shall further be liable to indictment for such trespass or trespasses, and on conviction thereof shall be sentenced to pay a fine to the State of not less than twenty, nor more than one hundred dollars, at the discretion of the Court before whom the same shall be tried.

Mode of calling  
first meeting.

SECT. 12. *Be it further enacted*, That any two of the persons named in this Act, are authorized to call the first meeting of said Corporation, by publishing the time and place thereof, three weeks successively in the Eastern Democrat a paper printed in Calais, in the County of Washington, and in one newspaper printed in the City of Boston, State of Massachusetts, at which meeting, the Board of Directors may be chosen and other corporate business transacted.

### Chapter 123.

AN ACT to incorporate the Cutler Mill Dam Corporation.

Approved March 16, 1836.

Names of Corporators.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled*, That Nathaniel Stevens, Solomon Wildes, Isaac J. Stevens, Amos Carlton, Putnam J. Farnham, and William Stevens, with their associates and successors, be and they hereby are incorporated into a body politic by the name of the "Cutler Mill Dam Corporation," and may take and hold real and personal estate to the amount of one hundred thousand dollars, which property the said Corporation may give, grant, sell or convey at their pleasure.

Corporate name.

Powers and privileges.

SECT. 2. *Be it further enacted*, That said Corporation are hereby empowered to erect, maintain, repair and rebuild a mill dam, on their own land, across the Head of Little River Harbour in the Town of Cutler, with flood gates thereto at least fifteen feet wide, so as to admit the passage of gondolas, and boats, at high water;—and said