

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTIETH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1850.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February 26, 1840,  
and March 16, 1842.  
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1850.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1850.

CHAP. 390.

city clerk, and all other necessary city officers, who shall hold their offices respectively, until others are chosen and qualified in their places.

SECT. 24. This act shall take effect and be in full force, when the same shall have been accepted by the inhabitants of said town qualified to vote in town affairs, at a legal town meeting called for that purpose: *provided*, it shall be accepted within five years from the passage of this act, but not more than one meeting, for that purpose, shall be called in the same year. And at such meeting the inhabitants of said town shall vote by a written ballot, those in favor of accepting this act having on the ballot the word "yes," and those opposed having on the ballot the word "no"; and if a majority of all the ballots received, are in favor of accepting the same, it shall then become a law and take effect. And it shall be the duty of the clerk of said town to file a copy of the record of the vote of said town accepting the same, with the clerk of the city of Calais, when elected, who shall transcribe such copy into the records of the city, and such record shall be conclusive evidence that this act has been accepted.

Act when to take effect.

Proviso.

Vote on the acceptance of city charter, how taken.

Vote, record of to be filed with the city clerk, &c.

SECT. 25. All acts and parts of acts inconsistent with the provisions of this act, are hereby repealed, from and after the time when this act shall have been accepted as aforesaid, and the new system of government organized, as herein provided.

Inconsistent acts repealed.

[Approved August 24, 1850.]

Chapter 390.

An act to incorporate the Umbagog Plank Road Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. George Miller, Franklin Smith, Columbus Steward, St. John Smith, John I. Bragg, Ira Crocker, James Brown, John C. West, John Brown, Ayers Mason, their associates, successors and assigns are hereby incorporated as the Umbagog Plank Road Company, with all the powers and subject to all the liabilities of similar corporations and are authorized to construct a plank road from the Umbagog lake in Oxford county to some point on the Atlantic and Saint Lawrence railroad in said county, and for the purpose of building said road, said

Corporators.

Corporate name. Liabilities and powers.

Line of road.

CHAP. 390.

Authorized to
take and hold
real estate.

corporation may purchase and hold, or take land in the same manner and under the same conditions that land is taken by railroad corporations and by consent of the county commissioners of the county may lay said plank road within the limits of any state, county or town way or across any bridge, *provided*, the ordinary travel on said plank road, shall not obstruct the travel on such way or bridge.

Authorized to
construct a
bridge.

Materials and
manner of con-
struction.

SECT. 2. Said corporators are hereby authorized to construct a bridge across the Androscoggin river at whatever place they shall locate the said plank road, said bridge to be not less than twenty-four feet wide, to be constructed of good materials with suitable covering and railing for the safety of passengers; and said corporation are hereby authorized to receive for passing over said bridge a toll not exceeding the following rates, viz: for foot passengers, two cents; for every sleigh, sled, cart or wagon drawn by one beast, eight cents; for every horse and rider, four cents; for each chaise, chair or sulkey, drawn by one beast, ten cents; for each sleigh, sled, cart or wagon drawn by two beasts, twelve cents; for each additional beast of burden beyond two in sleighs, sleds, carts or wagons, two cents; for each coach, chariot, phaeton or curricule, twenty cents; for droves of neat cattle, horses or mules, two cents each; for sheep or swine, six cents per dozen; but no toll shall be collected either upon said bridge or plank road of any person going to or returning from public worship on the Sabbath.

Toll.

Capital stock.

SECT. 3. The capital stock of said company shall not exceed fifty thousand dollars, divided into shares of twenty-five dollars each, and said corporation may go into operation although the full amount of said stock has not been subscribed or paid in: *provided*, that no section or sections of said road shall be put under contract to be built until three quarters of the estimated cost of construction of said section or sections shall be subscribed by responsible persons.

Proviso.

May erect and
maintain gates,
&c.

SECT. 4. The corporation aforesaid may erect and maintain gates across their road at such places as they see fit and take such toll from travelers as from time to time they may establish; at such places as said toll is taken, both upon the road and bridge aforesaid, said company shall keep up in a conspicuous place, a board with the rates of toll expressed thereon in legible characters.

Toll sign to be
erected.

Trespass, pun-
ishment of.

SECT. 5. Any person injuring or destroying any works of said company, shall suffer the same punishment as is prescribed for similar offenses in cases of injuring railroads; and any

person who shall avoid any gate for the purpose of defrauding said company of their toll, shall be liable to forfeit and pay double the amount the company might have demanded and received of such person if he had passed such gate; to be recovered by complaint to the use of the company, before any justice of the peace for the county where the offense is committed.

CHAP. 391.

Penalty for
avoiding toll.

SECT. 6. Unless twenty-five thousand dollars of the capital stock of said company shall be subscribed for and paid in or secured within four years from the passage of this act, the same shall be null and void.

Charter void in
certain cases.

SECT. 7. All the provisions of this act shall apply for the security and benefit of the corporation whenever any portion of the road is completed and put in use.

Security and
benefit of corpo-
ration.

[Approved August 24, 1850.]

Chapter 391.

An act to extend the time for the Bank of Bangor to maintain suits and collect its debts.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. The Bank of Bangor shall continue in its corporate capacity for two years from the first day of October next for the purpose of collecting debts due to the corporation, and the stockholders shall have power to choose two persons as trustees of said corporation in the manner that directors are chosen, who shall have power to prosecute and defend all suits in law or in equity.

Time extended
for collecting
debts, &c.

Power to choose
trustees.

SECT. 2. Said trustees, shall have power to receive the demands belonging to said bank in trust for the use of the stockholders and to prosecute to final judgment, execution and satisfaction any claim or demand which may be pending, in the name of said corporation, and to institute suits in the name thereof any time during said two years, and prosecute the same to final judgment, execution and satisfaction; and it shall be the duty of said trustees as soon as may be, to convert all demands coming into their hands as aforesaid into cash, and pay the same as soon as practicable to the stockholders in proportion to their respective interests.

Powers and du-
ties of trustees.

[Approved August 24, 1850.]