

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-SECOND LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1853.

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

WILLIAM T. JOHNSON, PRINTER TO THE STATE.

1853.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1853.

ERRATA:

**The following leaf is
inserted because one or more pages
in this chapter have errors
noticed and corrected here.**

NOTE.—The thirty-second legislature of Maine convened on the fifth day of January, and adjourned on the the first day of April, 1858.

STATE OF MAINE.

SECRETARY'S OFFICE, AUGUSTA, July 26, 1853.

I hereby certify, that the acts and resolves contained in this pamphlet have been compared with the originals deposited in this office, and appear to be correctly printed, with the exception mentioned in the *erratum* hereunto annexed.

JOHN G. SAWYER, *Secretary of State.*

ERRATUM. Special Laws—Page 5, chapter 4, section 2, line 6, read *such* instead of *each*.

their surname; Henry Harrison Gilman of Jonesborough, shall be allowed to take the name of William Harrison Shoppee; and said persons, from and after the time at which this act shall take effect, shall be known and called by the names which they are respectively allowed to take as aforesaid, and the same shall hereafter be considered their only true and proper names.

SECT. 2. This act shall take effect and be in force from and after its approval by the governor.

[Approved February 3, 1863.]

Chapter 4.

An act to authorize the city of Portland to grant further aid in the construction of the Atlantic and St. Lawrence Railroad.

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

SECT. 1. The city of Portland is hereby authorized to make a further loan of its credit to the Atlantic and St. Lawrence Railroad Company, in aid of the construction and furnishing of their railroad, subject to the following terms and conditions.

Loan authorized.

SECT. 2. This act shall not take effect unless it shall be accepted by the directors of said railroad company and by the vote of the inhabitants of said city, voting in ward meetings duly called according to law; and at least two thirds of the whole number of votes cast at such ward meetings shall be necessary for the acceptance of the act. The returns of each ward meetings shall be made to the aldermen of the city, and they shall count and declare the votes returned, and the city clerk shall make record thereof.

Acceptance of act, conditions of, &c.

Returns of ward meetings, how made.

SECT. 3. Upon the acceptance of the act as aforesaid, the city treasurer is authorized to make and issue, on demand made by the said directors, for the purposes contemplated in this act, the scrip of said city in convenient and suitable sums, payable to the holder thereof, on a term of time not less than twenty nor more than thirty years, with coupons, for interest attached.

Acceptance of act, loan how made, &c.

SECT. 4. The whole amount of the scrip to be issued and delivered under this act, shall not exceed three hundred and fifty thousand dollars, and the same shall be delivered by the city treasurer to the directors of the railroad company as they may require the same. The proceeds of such scrip shall be applied by the directors of the company exclusively to the con-

Scrip or loan, amount authorized.

Scrip, proceeds of, how applied.

CHAP. 4.

struction and necessary furniture and equipment of the Atlantic and St. Lawrence Railroad.

Road, mortgaged to secure payment of scrip.

SECT. 5. Upon the issue and delivery of the scrip aforesaid, the directors of the railroad company shall cause a mortgage to be executed and delivered to the city, in the name of the company, conveying to the city, subject to any mortgages existing before the passage of this act, all the estate, property and franchise of the company, conditioned that the company will duly pay the interest accruing from time to time on the scrip issued under this act, and will pay the principal of the same at the maturity thereof. Such mortgage shall be executed according to the laws of the several states through which the railroad shall pass. The record thereof in the registry of deeds in Cumberland county, shall be a sufficient registry of the same to all intents and purposes within this state.

Mortgage, how executed and recorded.

Mortgage, failure to perform conditions of, &c.

SECT. 6. Upon failure to perform any of the conditions of said mortgage, the city shall be authorized to take possession of the estate, property and franchise thereby conveyed, and the proceedings under such possession, and all proceedings for the foreclosure of said mortgage, and the rights, liabilities and remedies of the parties, under such possession and entry for foreclosure shall be governed, regulated, limited and controlled in the manner that is provided in the twentieth, twenty-first, twenty-second, twenty-third, and twenty-fourth sections of an act passed on the twenty-seventh day of July, eighteen hundred and fifty, entitled "an act to authorize the city of Portland to grant further aid in the construction of the Atlantic and St. Lawrence Railroad," in respect to the mortgage therein mentioned.

Act when to take effect.

SECT. 7. This act shall take effect from and after its approval by the governor, so far as to empower the directors of the company and the inhabitants of the city to act upon the question of accepting the same. The several ward meetings of the inhabitants for that purpose shall be called and holden within ninety days after such approval. And if the act shall be accepted as aforesaid, then, after such acceptance and record thereof, all the parts of the act shall take effect and be in force.

[Approved February 5, 1853.]