

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

EXTRA SESSION OF THE THIRTY-SECOND LEGISLATURE, 1853,

AND THE

THIRTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE,

1854.

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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.

1854.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1854.

men of said city, and by them counted and declared, and said city clerk shall make a record thereof.

SECT. 13. The provisions of this act shall be in force from and after its approval by the governor.

When to take effect.

[Approved April 14, 1854.]

Chapter 345.

An act to incorporate the White Lime Rock Company.

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

SECT. 1. Ephraim Hall, C. Rankin, S. Rankin, Davis Tilson and George S. Snow, and their associates, successors and assigns, are hereby made a body corporate by the name of the White Lime Rock Company, for the purposes of draining or removing the water by steam or otherwise from the range of quarries known by the name of the flat quarries, situated in Rockland.

Corporators.

Corporate name.

Purposes of corporation.

SECT. 2. Said corporation may hold real or personal estate for the purposes of this act not exceeding ten thousand dollars.

May hold real and personal estate.

SECT. 3. Said company may enter upon, dig up and use any land or lime rock necessary or convenient for the purposes of draining said quarries.

May construct drains.

SECT. 4. If said corporation, in the exercise of the powers granted in the preceding section, shall damage the owners of land or lime quarries by digging, removing or using the same, the owners of said lime quarries or land shall be entitled to compensation, and in case such owners and said corporation shall not mutually agree upon the sum to be paid, such owners may cause their damage to be assessed by a committee of three disinterested men, who shall be appointed by any judge of the supreme judicial court.

Damages, compensation for.

—how determined in case of disagreement.

SECT. 5. When the water from any portion of said quarries is so removed as to render digging of the rock practicable, the owner or owners of quarries so drained, being corporators, shall, as soon thereafter as practicable, dig up their said rock in such a manner as shall give each corporator the benefit of the improvement made by such draining.

Rock to be removed as soon as practicable after drainage of quarries.

SECT. 6. In case any member of said corporation shall neglect to comply with the requirements of the preceding section, then

Proceedings in case of neglect.

CHAP. 346. said corporation or such portions thereof as may be interested may, after giving such member reasonable notice, enter upon, dig up and use said member's rock or so much thereof as may be necessary to effect the object mentioned in the preceding section: *provided*, there shall be paid to the owner of such rock so taken the price of two cents per cask.

Proviso.

Drains, &c., expenses of constructing, how paid.

SECT. 7. The expense of digging drains, purchasing steam engines and fixtures, shall be paid by the corporators, each member thereof paying in proportion to the amount of rock he has drained; the expense of keeping engines in operation shall be paid by the owners of quarries, corporators, each paying in proportion to the amount of rock he shall dig in each year.

Toll on rock owned by persons not members of company.

SECT. 8. All persons not members of said corporation, owning quarries lying within the range or adjacent to the quarries of said corporation, and drained by their works, shall be subject to a toll to said corporation of one cent per cask upon each cask of rock so drained, when dug up by said persons. A lien for said toll is hereby created upon all rock so dug up.

Owners of certain quarries may become members.

SECT. 9. The owners of quarries situated as described in the foregoing section may, if they so elect, become members of said corporation, and upon such terms as may be equitable between the parties.

Membership, how determined in case of disagreement.

SECT. 10. In case such person and the corporation shall not be able to agree upon the terms and conditions of membership, one of the judges of the supreme court, upon application of any such person so situated, may appoint three disinterested persons to fix upon and settle such terms and conditions, and their decision shall be final.

Tolls, how appropriated.

SECT. 11. All tolls received by said corporation from persons situated as described in section eight of this act shall be applied to the expense of draining said quarries in such manner as the corporation may determine.

[Approved April 15, 1864.]

Chapter 346.

An act to incorporate the Washington Hotel Company.

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

Corporators.

SECT. 1. Rendol Whidden, Charles R. Whidden and Edgar Whidden, their associates, successors and assigns, are hereby