

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1856.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1830, February 26, 1840,  
and March 16, 1842.  
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1856.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1856.

and place of said meeting in the Daily Whig and Courier, a newspaper printed in Bangor, seven days before the meeting. CHAP. 669.

[Approved April 9, 1856.]

Chapter 669.

An act to set off certain territory from the town of Manchester and annex the same to the city of Augusta.

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

SECT. 1. All that part of the town of Manchester, in the county of Kennebec, included within a line commencing at north-easterly corner of the homestead farm of Mary Rockwood; thence running westerly in the northerly line of said farm to the northwesterly corner thereof; thence southerly in the westerly line of said farm to the southwestery corner thereof; thence easterly in the southerly line of said farm to the dividing line between the town of Manchester and the city of Augusta; thence northerly in the said line between Manchester and Augusta, to the first mentioned bounds, including all that portion of the farm of the said Mary Rockwood now lying in the town of Manchester, together with the inhabitants thereon, is hereby set off from the town of Manchester and annexed to the city of Augusta.

Territory set off.
Boundaries.

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

[Approved April 9, 1856.]

Chapter 670.

An act to incorporate the Proprietors of the Winslow Free Bridge.

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

SECT. 1. Robert R. Drummond, Amasa Dingley, Isaac W. Britton, John Richards, Alfred Marshall, Thomas J. Hayden, Joseph Percival, Josiah H. Drummond, Isaac Britton and Howard G. Abbott, with their associates and successors, be, and they hereby are, incorporated into a company by the name of the Proprietors of the Winslow Free Bridge, with power to prosecute and defend suits at law; use a common seal; make by-laws for the management of their affairs, not repugnant to

Corporators.

Corporate name.

Powers.

By-laws and officers.

CHAP. 670. the laws of the state; choose all necessary officers, and have and exercise all the powers usually granted to bridge corporations, except the power of demanding and receiving tolls.

Authority to purchase bridge at Winslow.

Appraisement.

Notice of appraisement.

Award.

Payment.

Conveyance.

Tolls.

If proprietors of bridge refuse to sell, another bridge authorized to be erected.

SECT. 2. Said corporation is authorized to purchase the toll bridge across the Sebasticook river, at Winslow, in the county of Kennebec, on application to the proprietors thereof, or their agent, clerk or treasurer, by paying to them the value of said toll bridge, together with the toll house attached to same, and land on which said bridge is erected, to be mutually agreed upon by the parties; or appraised by persons mutually agreed upon; or in case no such agreement can be had, the value at which the same may be purchased, shall be ascertained by three disinterested persons to be appointed by the supreme judicial court for the county of Kennebec, on application of either party. Said appraisers shall give to the parties notice of the time of their meeting to examine and appraise said property, and make to them a written award signed by at least a majority of said appraisers, for whose services compensation shall be made by the free bridge corporation. After application made as aforesaid to the proprietors of Winslow bridge for a sale thereof, said proprietors shall have sixty days within which to give their answer. And in case the value of said property shall be ascertained by appraisal, as aforesaid, said proprietors shall have two months in which to decide whether they will sell according to said appraisement. And if within that time they shall elect to sell and convey said property, at the price at which the same shall be appraised by such persons, and shall give notice thereof to a majority of the corporators named in the first section of this act, then said free bridge corporation shall within six months from the receipt of such notice, pay such appraised value to such person as said proprietors shall in said notice designate, and for their use, or take no benefit by this act; and if said free bridge corporation shall pay said appraised value within the time and in the manner aforesaid, then they shall be entitled to receive a conveyance of said property. But the proprietors of said toll bridge shall take and receive their tolls, until the amount of said appraisement is paid, as herein provided.

SECT. 3. If the proprietors of said toll bridge shall not within sixty days allowed as aforesaid, make known their consent to sell said property for the sum mutually agreed upon, or shall not within sixty days after an appraisal, sell and convey said property, at the price ascertained as aforesaid, the proprietors hereby incorporated, are authorized to erect, maintain, rebuild and repair a bridge across the Sebasticook

river, between its mouth and the mile brook, so called; *provided, however*, the same shall not be built within ten rods above the present toll bridge, nor within two rods below the railroad bridge, or between said bridges. *And provided further*, the town of Winslow is hereby authorized to lay out and maintain such town ways as may be necessary to connect any existing highways or town ways by means of said bridge, and the same proceedings shall be had in the estimation and payment of the damages to land owners, over whose land said ways may be laid out, as is now provided by law in similar cases.

Proviso.

SECT. 4. No toll shall be demanded or received by the proprietors hereby incorporated, whether they purchase the said toll bridge, or erect a new bridge. And any three of the persons named in the first section of this act, may call the first meeting of said corporation, by publishing the time and place thereof, two weeks successively in some newspaper printed in the county of Kennebec. And any bridge purchased or erected by said proprietors, shall be so constructed as to permit the full and free use of said river as now enjoyed, for the passage of boats, rafts, logs, lumber, and all other purposes thereon.

Bridge to be free.

First meeting, how called.

Bridge, how constructed.

SECT. 5. It shall be lawful for the town of Winslow, at a legal meeting of its inhabitants called for that purpose, to raise a sum not exceeding two thousand dollars, towards the purchase of the Winslow bridge, herein authorized to be made by the Winslow Free Bridge Corporation, or towards the erection of another bridge, as provided for in section three, should said corporation be unable to purchase said Winslow bridge. And in case said town shall raise a sum as herein provided, and it shall be expended towards the purchase or erection as aforesaid, then said town shall be bound to maintain said bridge, so purchased or erected, and keep it in repair, safe and convenient for travelers, and shall be subject to the same liabilities in relation thereto, that towns are subject to in relation to public highways within their limits. And thereupon the proprietors of the Winslow Free Bridge shall be exempt from such liability.

Town of Winslow authorized to raise money for purchase of bridge.

SECT. 6. This act shall be void, unless the proprietors hereby incorporated, shall have purchased said toll bridge, or erected another as herein provided, within four years from its approval. But the proprietors of the Winslow Free Bridge shall not be authorized to erect a bridge, until they shall have first made application for the purchase of the Winslow toll bridge, as provided for by this act.

This act to be void, &c.

CHAP. 671.

Som. and Ken.
R. R. Co. exempt
from liability for
damage by fire
to new bridge,
built under this
act.

SECT. 7. The Somerset and Kennebec Railroad Company, or any company or persons operating the railroad of said company, shall not be liable, under the provisions of an act passed March seventh, eighteen hundred and forty-two, entitled "An act relating to railroads," for any damage occasioned to the bridge or property authorized to be erected, or held under this act, by fire from locomotives used on said railroad; but this exemption shall only apply to a new bridge which shall be built under this act, and on another site than the one now existing.

SECT. 8. This act shall take effect and be in force from and after its approval by the governor.

[Approved April 9, 1856.]

Chapter 671.

An act to set off part of Norridgewock and annex the same to Showhegan.

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

Territory and
persons set off
from Norridgewock
and annexed to
Skowhegan.

SECT. 1. Lot number sixty-four, owned and occupied by Jonas Parlin, and all that part of lot number sixty-five, owned by William B. Morrill, David White and Charles Miller, containing in the whole about three hundred acres, situated on the north side of Kennebec river, in the town of Norridgewock, in the county of Somerset, with all persons having a legal settlement thereon, are hereby set off from said town, and annexed to the town of Skowhegan in said county; *provided, however,* that the proprietors of said tract hereby set off, shall be holden to pay to said town of Norridgewock, all assessments made on the same.

Valuation of
said towns
regulated.

SECT. 2. The sum of two thousand one hundred and thirty-three dollars is hereby deducted from the valuation of Norridgewock, and annexed to the valuation of Skowhegan.

SECT. 3. This act shall take effect from and after its approval by the governor.

[Approved April 9, 1856.]