

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE,

1858.

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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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1858.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1858.

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## CHAP. 247.

State treasurer  
required to issue  
warrants  
for delinquen-  
ces.

Warrants to be  
directed to  
sheriff or his  
deputies.  
—when return-  
able.

Officer to col-  
lect interest.

Towns preclud-  
ed from draw-  
ing school mo-  
ney, when tax  
is unpaid.

SECT. 4. That whenever, for the period of forty days after the time above fixed for the payment of this tax, there shall be any delinquency to pay the same, on the part of the collector of any city or town, it shall be the duty of the treasurer of the state to issue his warrant for enforcing the collection of the same against such collector. The warrant shall be directed to the sheriff or his deputy of the appropriate county, and made in accordance with the laws already existing on that subject, except that it shall be returnable in ninety days from its date; and in addition to the tax itself, it shall require the officer to collect interest thereon at the rate of six per cent. yearly from the day when the tax became payable, with fifty cents more for the warrant.

SECT. 5. That whenever any state tax, assessed upon any city, town or plantation, shall remain unpaid, such city, town or plantation is hereby precluded from drawing from the state treasury the school fund, set apart for such city, town or plantation, so long as such tax shall remain unpaid.

SECT. 6. This act shall be in force from and after its approval by the governor.

[Approved March 27, 1858.]

## Chapter 247.

An act to incorporate the Aroostook Railroad Company.

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

Corporators.

SECT. 1. That G. K. Jewett, Samuel F. Hersey, George Stetson, George W. Smith, G. L. Boynton, G. W. Pickering, E. S. Coe, W. H. McCrillis, S. H. Dale, Solomon Parsons, Walter Brown, Charles Hayward, Charles Stetson, S. P. Strickland, H. E. Prentiss, Hastings Strickland, S. H. Blake, Isaiah Stetson, J. W. Stinchfield, E. L. Hamlin, A. A. Wing, Asa Smith, Thomas S. Ranney, Jonathan Eddy, Daniel B. Hinckley, Nathaniel Blake, A. M. Roberts, Franklin Muzzy, Joseph Porter, E. G. Dunn, W. C. Hammatt, Shepherd Cary, Joseph B. Hall, S. B. Pattee, Ebenezer Woodbury, P. P. Burleigh, John McClusky, Samuel Larrabee, Moses Buck, Winslow Staples, William R. Hersey, Ira Fish, William Douglass, Richard Libbey, John Lane, James Dunning, Leonard Jones, D. F. Leavitt, their associates, successors and assigns are constituted a

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corporation by the name of the Aroostook Railroad Company, and by that name may sue and be sued, plead and be impleaded. Said corporation is authorized to locate, construct, alter and repair a railroad with one or more tracks from any point in either of the towns of Oldtown or Milford in the county of Penobscot, to any point in the county of Aroostook, to be designated as hereinafter provided. When said railroad shall pass through wood lands or forests, any trees standing within four rods of said railroad may be felled and removed by paying all damages occasioned thereby to be recovered in the same manner as other damages occasioned by a construction of the road. The location is not to be effectual until it, including its terminus in the county of Aroostook, has been approved by three commissioners to be appointed by the governor with advice of council. Said corporation shall have all the powers, privileges and immunities and be subject to all the duties and liabilities contained in chapter fifty-one of the revised statutes.

Corporate name.  
Authorized to locate and construct, &c.  
Line of road.  
Right to fell and remove trees, &c.  
Damages, how recovered.  
Location, when effectual.

SECT. 2. The capital stock of said company shall consist of not less than one thousand, nor more than thirty thousand shares of one hundred dollars each, which shares are not liable to assessment beyond that amount. When one thousand shares have been subscribed for by ten or more responsible persons, the corporation may be organized; and it shall have all the rights and privileges, and be subject to all the liabilities and duties contained in the forty-sixth chapter of the revised statutes.

Powers, privileges, &c.  
Capital stock.  
Shares.  
Company, when to be organized.  
Rights, privileges, &c.

SECT. 3. A toll is hereby granted for the benefit of said company upon all passengers and property transported upon said road at such rate as may from time to time be established by its directors, subject to such general laws in relation to railroads, as are, or may be, from time to time established by the legislature.

Tolls.  
—how established.

SECT. 4. The corporation shall transport over its road the mail of the United States when required by the postmaster general for a reasonable compensation, which, if not determined by agreement, may be by the legislature of the state.

Mails, transportation of.  
—compensation, how determined.

SECT. 5. Said company shall have a lien upon all property transported on said railroad for the amount due therefor until delivered, and be entitled to detain the same, until the amount be fully paid.

Lien for payment of tolls.

SECT. 6. The legislature shall at all times have the right to inquire into the doings of the corporation, and into the manner in which the privileges and franchises herein, and hereby granted may have been used and employed by said corporation, and to correct and prevent all abuses of the same, and to pass any laws imposing fines and penalties upon said corporation which may be necessary

Legislature, rights of.

## CHAP. 247.

Charter not to be revoked, &c.

Company subject to general laws.

Aroostook R. R. Co. authorized to take assignment of charters of certain railroads.

—may purchase, &c.

—or take lease.

Bangor, Oldtown and Milford R. R. Co. authorized to assign, &c. to Aroostook R. R. Co.

Aroostook R. R. Co. shall obtain release, &c.

Charter to be void under certain contingencies.

First meeting, how called.

more effectually to compel a compliance with the provisions, liabilities and duties hereinbefore set forth and enjoined, but not to impose any other or further duties, liabilities or obligations. And this charter shall not be revoked, annulled, altered, limited or restrained without the consent of the corporation, except by due process of law; but said railroad company shall be subject to such general laws in relation to railroads as are, or may be, from time to time established by the legislature.

SECT. 7. The Aroostook Railroad Company is hereby authorized to take an assignment of the charters and franchises of "the Bangor, Oldtown and Milford Railroad Company," of "the Penobscot Railroad Company," and of "the Oldtown and Lincoln Railroad Company," and to purchase their respective roads and rights of way, or either of them, and all property and rights used by, or connected with them or either of them, or to take a lease for any period of time, of all or either of said franchises, railroads, property and rights. And said three last named corporations, are respectively authorized to make an assignment, sale or lease, as aforesaid to the corporation first above named, which shall then be subject to all the provisions contained in the charter of the corporation making and receiving it; but the Aroostook Railroad Company shall obtain a release of the property, rights and franchises of the Oldtown and Lincoln Railroad Company before commencing the construction of their road, and thereupon said last named corporation shall be dissolved.

SECT. 8. If the Aroostook Railroad Company shall fail to have its railroad located, and its location approved as herein provided before the thirty-first day of December, eighteen hundred and sixty-three, or shall fail to commence the construction thereof before the thirty-first day of December, eighteen hundred and sixty-eight, this act shall be void. The three persons first named in the first section of this act may call the first meeting of the corporators by an advertisement setting forth the time and place thereof, published in one or more of the newspapers published in the city of Bangor two weeks prior to the time of such meeting.

[Approved March 27, 1858.]