

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE.

1860.

Published by the Secretary of State, agreeably to Resolves of June 23, 1820, February 26,
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1860.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1860.

CHAP. 476.

Chapter 476.

An act to incorporate the Danville Mutual Fire Insurance Company.

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

Corporators.

SECT. 1. Daniel Fields, Eben Ferrill, William Woodbury, 2d, James Wagg, Thomas Goss, Winslow Hicks, Eben Jordan, Jr., Rufus C. Lane, Robert Martin and Moses Fitz, their associates and successors, are hereby created a body corporate by the name of the Danville Mutual Fire Insurance Company, with all the powers and privileges, and subject to all the duties and liabilities prescribed in the revised statutes relating to similar corporations.

Corporate name.

Powers, privileges, &c.

Insurance, where may be made.

SECT. 2. Said company may insure in the town of Danville only, their respective dwelling houses, stores, shops, barns and other buildings, household furniture and merchandise, the contents of any building within said town, against loss or damage by fire originating in any cause other than by design in the insured.

Directors shall make annual report.

SECT. 3. The directors of said company, at their annual meeting in each year, shall make a full report of the condition of the company, giving a detailed account of their expenses, the amount of property actually insured at that time, and the amount of all debts due to and from the company, but shall not be required to publish the same in any newspaper, as is required in section thirty-two of chapter forty-nine of the revised statutes.

—not required to publish.

Policies, when to issue.

SECT. 4. No policy shall be issued by said company, until applications for insurance shall have been made to the amount of twenty thousand dollars.

SECT. 5. This act shall take effect from and after its approval by the governor.

[Approved March 20, 1860.]

Chapter 477.

An act in addition to 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 Muzzey, Joseph Porter, E. G. Dunn, W. C. Hammatt, Shepard

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 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 the city of Bangor or either of the towns of Oldtown or Milford, in the county of Penobscot, to any point in the county of Aroostook, and from said Bangor to Castine, in the county of Hancock; *provided however*, that said Aroostook Railroad Company shall not locate their road from Bangor to Milford without the consent of the Penobscot Railroad Company at any time previous to December thirty-first, in the year of our Lord one thousand eight hundred and sixty-one, in any manner so as to interfere with the rights and privileges of said Penobscot Railroad Company. 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. 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. *Provided*, the Aroostook Railroad Company shall not be allowed to extend its line from Milford to Bangor in case the Penobscot Railroad Company shall complete its line for the running of cars from Bangor to Milford by the thirty-first of December, in the year of our Lord one thousand eight hundred and sixty-one. And in case of the completion of the said Penobscot road as aforesaid, then and in that event the right of extending the line of the Aroostook Railroad from Milford to Bangor shall become void.

Corporate name. Authorized to construct railroad.

Proviso.

May fell and remove trees.

Powers, privileges, &c.

Proviso.

SECT. 2. The capital stock of said company shall consist of not less than five hundred nor more than thirty thousand shares of one hundred dollars each, which shares are not liable to assessment beyond that amount. When five hundred 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.

Capital stock.

Corporation, organization of.

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.

Toll.

CHAP. 477.

Mail, transportation of, &c.

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

Lien for payment of toll.

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.

Legislature, right to investigate doings of corporation.

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 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.

Charter, how revoked.

Authorized to take an assignment of the charters, &c., of certain companies.

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 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 receiving. In case said Aroostook Railroad Company before the thirty-first day of December, in the year of our Lord one thousand eight hundred and sixty-one, shall as hereby authorized purchase and take from the Penobscot Railroad Company an assignment of its charter, franchise, road, rights of way, and the property and other rights used by and connected with said company, then the said franchise and property, including all lands and rights in land purchased for road bed, depots, and other corporate purposes, and all its rights incipient or perfect of locating and establishing its road upon lands of other persons, and all its rocks, gradings, bridges, piers, abutments, or other structures or works, shall to all intents pass to and rest in said Aroostook Railroad Company as an inherent part of its own franchise and property. And the said rights and properties being

Bangor, Oldtown and Milford Railroad Company, &c., authorized to assign, &c.

In case the Aroostook Railroad Co. shall purchase or take assignment of the Penobscot Railroad Company, &c.

Rights, &c., how vested.

thus vested in said Aroostook Railroad Company, shall remain in them in full efficiency unannulled and unimpaired by any subsequent defeat or dissolution of the Penobscot Railroad Company, whether by its own limitation of the time in which their road should be completed or by any other means.

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 newspapers published in the city of Bangor two weeks prior to the time of such meeting.

CHAP. 478.

Location, when to be completed.

First meeting.

[Approved March 20, 1860.]

Chapter 478.

An act to provide in part for the expenditures of government.

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

SECT. 1. In order to provide for several acts and resolves of the legislature, requiring the payment of money from the treasury, and also to provide for the necessary expenditures of government for the current fiscal year, the following sums are hereby appropriated out of any moneys in the treasury; and the governor, with advice and consent of the council, is hereby authorized, at any time prior to the first day of January next, to draw his warrant upon the treasury for the same:

Appropriations.

Public debt, fifty-one thousand dollars,	\$51,000 00
Interest on public debt, forty-two thousand dollars,	42,000 00
Balance due on school fund Nos. 8 to 26, seventy-one thousand dollars,	71,000 00
School fund No. 27, twenty-five thousand dollars,	25,000 00
Salaries of public officers, thirty-three thousand five hundred dollars,	33,500 00
Reform school, thirteen thousand dollars,	13,000 00
Insane state paupers, fifteen thousand dollars,	15,000 00
Clerks in public offices, seven thousand dollars,	7,000 00
Subordinate officers of state prison, six thousand dollars,	6,000 00
Deaf, dumb and blind, six thousand dollars,	6,000 00
State agricultural society, thirty-seven hundred dollars,	3,700 00