

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

FORTY-SECOND LEGISLATURE

OF THE

STATE OF MAINE.

1863.

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

AUGUSTA:
STEVENS & SAYWARD, PRINTERS TO THE STATE.
1863.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1863.

CHAP. 253. occasioned by death or resignation, shall only be for the remainder of the term of the class in which the vacancy may exist.

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

Approved March 11, 1863.

Chapter 253.

An act in reference to the claim of Miles Wilson upon the county of Penobscot.

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

Miles Wilson,
claim of,
referred to
commissioners.

SECT. 1. Hollis Bowman, Henry Richardson, Jacob W. Stinchfield, are hereby constituted commissioners to whom is referred the claim of Miles Wilson upon the county of Penobscot for compensation growing out of a contract with the county commissioners of said county through their agent, to make a road in the town of Howland, entered into in the year eighteen hundred and sixty, which road it is alleged was not legally laid out by the county commissioners of said county; and it is further alleged that by reason of the county commissioners having proceeded illegally in laying out said road they had no legal authority to enter into said contract on behalf of said county, and that the said Miles Wilson has incurred large expenditures in the matter, for which he has no legal remedy.

Commissioners,
duties of.

SECT. 2. The commissioners hereby appointed shall upon a full hearing take into consideration all the circumstances of the case, and decide upon principles of justice, without regard to the strict legality of the claim, and award such sum, if any, as in their best discretion and judgment should be paid to said Miles Wilson. Their report shall be made to the county commissioners of Penobscot county, who are hereby authorized to order the same, with interest from the date of the report of the commissioners hereby appointed, to be paid from the treasury of said county, whenever a road shall have been legally laid out and accepted by the town of Howland, and opened and made so as suitably to accommodate the public travel, to the acceptance of the county commissioners, over the same line worked upon by the said Wilson, and extending through the town of Howland from Lagrange to the mouth of Piscataquis river; and the said road as so laid out by the said town of Howland shall not be discontinued, except by order of the county commissioners of said county.

—shall report
to county
commissioners.

County com-
missioners
authorized to
pay counsel out
of county
treasury.

Vacancy in
board of
commissioners.

SECT. 3. In case of the declination of one of the commissioners hereby appointed, or absence from any cause, the other two com-

missioners shall fill the vacancy. A majority shall have power to decide on the matter submitted to them after a hearing by the three. CHAP. 254.
—how filled.

SECT. 4. The commissioners appointed by virtue of this act, before proceeding, shall notify the county attorney of Penobscot county, whose duty it shall be to be present at the hearing and attend to the interests of the county. Commissioners
to notify co.
attorney.

SECT. 5. This act shall be in force when approved by the governor.

Approved March 11, 1863.

Chapter 254.

An act additional to an act to incorporate the city of Bangor.

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

SECT. 1. The city council of Bangor is authorized and empowered to improve the navigation of the harbors of the city of Bangor, embracing the Kenduskeag stream below the Kenduskeag bridge, and the Penobscot river from the northerly line of the town of Hampden to the Bangor bridge, by the erection of suitable buoys and piers, the clearing out of the rocks and other obstructions in the bed of said stream and river, and to otherwise improve its navigation. Authorized to
improve the
navigation of
the Penobscot
river, &c.

SECT. 2. The amount expended for said improvements shall be paid from the contingent fund by a warrant drawn by the mayor on the city treasurer. Expenses, how
paid.

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

Approved March 11, 1863.

Chapter 255.

An act authorizing George K. Jewett and others to extend wharves and piers into tide waters of Penobscot river.

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

SECT. 1. George K. Jewett and the heirs of Leonard March, and their associates and assigns, are hereby authorized to extend wharves and piers into tide waters at a place called High Head Authorized to
extend wharves
&c.