

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

PASSED BY THE

## FORTY-THIRD LEGISLATURE

OF THE

## STATE OF MAINE.

1864.

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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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AUGUSTA:  
STEVENS & SAYWARD, PRINTERS TO THE STATE.  
1864.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1864.

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CHAP. 304.

Notice, how given.

Erection, &c., placed within lines, deemed a nuisance.

Chap. 154, sec. 4, laws of 1856, amended.

No erection, &c., shall be placed below low water mark.

—without written permission.

portion thereof, beyond which line no wharf or incumbrance of any kind shall ever hereafter be extended into said basins and reservoirs. Before establishing said line, said commissioners shall give notice of their intention so to do, by advertisement in two public papers printed in the city of Portland, at least seven days previous to the time and place of meeting for said purpose, that all persons interested may then and there be present if they so desire. Every erection, incumbrance or material, erected, placed or deposited in said basins or reservoirs within the lines thus established by said commissioners as aforesaid, shall be deemed a public nuisance liable to abatement.

SECT. 2. Section fourth, of chapter six hundred and fifty-four of the laws of one thousand eight hundred fifty-six, is hereby amended, by inserting after the word "waters" in the seventh line of section four of said chapter, the words, *above and below low water mark*, so that said sentence, as amended, shall read as follows: No erection, incumbrance or material, shall thereafter be placed or deposited in those waters, above or below low water mark, which will obstruct the ebb and flow of those waters, or diminish the volume thereof, without the written permission of said commissioners, or of a major part of them, therein describing the extent and character of the erection or deposit so permitted.

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

Approved February 6, 1864.

**Chapter 304.**

An act to incorporate the Portland and Damariscotta Steamboat Company.

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

Corporators.

Corporate name.

Powers, privileges, &c.

Capital stock.

SECT. 1. Woodbury S. Dana, Edward Hamblen, Ezra Carter junior, Nathaniel J. Miller, William Chase, and their associates, successors and assigns, are hereby constituted a body politic and corporate by the name of the Portland and Damariscotta Steamboat Company, for the purpose of carrying on the business of navigation by vessels propelled by steam or otherwise, between the city of Portland and the town of Damariscotta, and any intermediate ports or places, with all the powers and privileges and subject to all the duties and liabilities provided by the general laws of this state.

SECT. 2. The capital stock of said corporation shall not be less than five hundred, nor more than two thousand shares, of one hun-

dred dollars each; any person subscribing to said stock, shall be personally liable to pay the assessments thereon, not exceeding one hundred dollars per share.

CHAP. 305.  
Liability of stockholders.

SECT. 3. Any three persons named in this act may call the first meeting of said corporation for the purpose of organization, by giving notice thereof to each corporator, or by publishing notice in some newspaper printed in Portland, at least seven days before the time appointed for said meeting.

First meeting, how called.

SECT. 4. This act shall take effect when approved.

Approved February 12, 1864.

### Chapter 305.

An act to prohibit gathering cranberries in the town of Cutler, before the first day of September of each year.

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

SECT. 1. No person shall gather highland cranberries on any land or lands within the town of Cutler, of which he or she is not the lawful owner or in lawful possession, at any time before the first day of September, of each year, under a penalty of ten dollars for each offence.

Cranberries, gathering in Cutler, prohibited.

Penalty.

SECT. 2. This penalty may be recovered in an action of debt by any person, in any court competent to try the same, one half to the use of the plaintiff, the other half to the county.

—how recovered and appropriated.

SECT. 3. This act shall take effect on its approval by the governor.

Approved February 12, 1864.

### Chapter 306.

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 the advice and consent of the council, is hereby authorized at any time

Appropriations.