

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

PASSED BY THE

FORTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1864.

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.
1864.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1864.

CHAP. 334.

—who shall
give notice.

Rates of
transportation
to be fixed by
corporation.
Powers, rights,
&c.

Capital stock,
\$100,000.
Shares.

Corporation to
keep in repair
town or high-
ways occupied
by railroad
track.

—if not
repaired, to be
done by city or
town at
expense of
corporation.
Liability for
loss, &c.

Act, how
construed.

Obstructing
corporation in
use of road.

Penalty.

notice, hear the parties and decide the matter, and their decision shall be final, and any alteration found necessary in the grade of such ways, shall be made at the expense of said corporation.

SECT. 3. Said corporation may from time to time fix such rates of transportation for freight on their road as they deem expedient, and shall have all the powers and rights, and be subject to all the liabilities of similar corporations under the general laws of the state.

SECT. 4. The capital stock of said corporation shall not exceed one hundred thousand dollars, to be divided into shares of one hundred dollars each, to be issued from time to time as their interests require, but not for less than par.

SECT. 5. Said corporation shall keep and maintain in repair, such portion of the town or highways as shall be occupied by the tracks of its railroad, and shall make all other repairs of said ways, which in the opinion of the municipal officers of said city or town respectively, may be rendered necessary by the occupation of the same by said railroad, and if not repaired upon reasonable notice, such repairs may be made by said city or town respectively, at the expense of said corporation. And said corporation shall be liable for any loss or damage which any person may sustain by reason of any carelessness, neglect or misconduct of its agents or servants.

SECT. 6. Nothing in this act shall be construed to prevent the proper authorities of said city or town respectively, from entering upon and taking up any of the town or highways occupied by said railroad, for any purpose for which they may now lawfully take up the same.

SECT. 7. If any person shall wilfully and maliciously obstruct said corporation in the use of its road or tracks, or the passing of the cars or carriages of said corporation thereon, such person and all who shall aid and abet therein, shall be punished by a fine not exceeding two hundred dollars, or may be imprisoned in the county jail for a period not exceeding sixty days.

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

Approved February 29, 1864.

Chapter 334.

An act to change the name of James H. Jordan and for his adoption.

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

Name changed.

SECT. 1. James H. Jordan of the town of Hermon, shall be allowed to take the name of James H. Dawson, and is hereby

declared to be the adopted son of Stephen Dawson and his wife, and shall sustain the same relation to them and their estates at all times, as if he had been the son of said Stephen Dawson and wife, born in lawful wedlock.

SECT. 2. This act shall take effect when approved by the governor.

Approved February 29, 1864.

Chapter 335.

An act additional to the act to incorporate the Baskahegan Dam Company.

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

SECT. 1. The dam which the Baskahegan Dam Company is authorized to build at the outlet of Baskahegan lake, may be built either at the outlet, or at such other point down the Baskahegan stream below the lake, as the company may find and consider most judicious.

Location.

SECT. 2. This act shall take effect when approved by the governor.

Approved March 2, 1864.

Chapter 336.

An act to maintain a dam across Penamaquan river in Pembroke.

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

SECT. 1. Theodore Lincoln, Edmund Lincoln and Thomas Lincoln, their heirs and assigns, are hereby authorized to maintain a dam across Penamaquan river on their own land at or near the bluff head, in the town of Pembroke, for mill and manufacturing purposes, the gateway in said dam to be in or across the channel and not to be less than thirty-five feet wide, and to be opened two hours before the next high water after twelve hours notice whenever any person wishes to pass through the same ; *providing* nothing herein contained shall in any way affect the law relating to fishways.

Authorized to maintain dam.

—location.

—gateway, how constructed and managed.

Proviso.

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

Approved March 2, 1864.