

MAINE STATE LEGISLATURE

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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,
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1864.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1864.

Chapter 400.

An act to make valid the doings of the town of Wilton in the county of Franklin.

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

SECT. 1. The acts and doings of the town of Wilton in the county of Franklin, at a meeting held on the seventh day of March in the present year, are hereby made valid.

Wilton, town of, certain doings of, made valid.

SECT. 2. This act shall take effect on its approval.

Approved March 24, 1864.

Chapter 401.

An act to provide means for the defence of the northeastern frontier.

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

SECT. 1. Whereas, the legislature of Maine by resolves unanimously adopted, and approved by the governor on the thirty-first day of January, in the year of our Lord one thousand eight hundred and sixty-three, asked protection of the United States government in the language following : " Maine expects and earnestly demands, that measures be taken at once by the general government for the protection of its northeastern frontier, and that this can be accomplished only by a military railroad from Bangor to the St. John river," it is hereby enacted, that to aid in the construction of such a line of railway, the proceeds of the sale of timber on ten townships of the public lands of this state, which townships shall be designated under the direction of the governor, state treasurer and land agent, who are constituted a board for this purpose, shall be paid into the treasury of the state for the use of the European and North American Railway Company, upon the terms and conditions hereinafter expressed, and the timber on these ten townships shall be advertised in a newspaper having the largest circulation in the counties where located, and three months in two newspapers having the largest circulation in the cities of Portland and Bangor. Sealed proposals shall be received by the governor, state treasurer and land agent, and a record of the proposals be made and kept in the land office, which shall be open to any one after the day of sale, and said sale shall be in one-eighth sections of townships ; and all moneys, securities or lands received on account of the claims of Maine upon the United States government which accrued prior to eighteen hundred and sixty, viz : The claims for interest on moneys heretofore received from the United States for the value of lands assigned to occupants under the fourth article of the treaty of

E. and N. A. Railway Co., aid granted for the construction of.

—proceeds of sale of timber on certain townships appropriated. —how designated.

—timber, how advertised.

Proposals shall be received by governor, &c.

Certain claims against U. S. appropriated.

CHAP. 401. Washington, and for timber cut on the territory formerly in dispute between the United States and Great Britain, after deducting the expenses of obtaining the same, shall be paid into the treasury of the state for the use of the European and North American Railway Company, on the terms and conditions hereinafter expressed.

When entitled to receive benefit of act, &c.

SECT. 2. As soon as said railway company shall have constructed and completed its line by the running of cars from Bangor to Lincoln, and have notified the governor of the state of that fact, and that said company has located its line to the boundary of New Brunswick, and is ready to proceed with the further construction of said railway, it shall be lawful for the governor to approve of said location, and to notify said company of the same, and thereupon the said company shall be entitled to the benefit of the provisions of this act; and thereafter as soon as said company shall construct and complete by the running of cars, ten additional miles of railway from Lincoln toward the mouth of the Mattawamkeag, the governor shall pay over to said company such sum as may then be in the hands of the treasurer derived from the proceeds of such sales of timber; and of such claims, at the rate of ten thousand dollars per mile for said ten miles, or *pro rata* for any sum then in hand, less than at the rate of ten thousand dollars per mile, and so on from time to time at the same rate of ten thousand dollars per mile, or *pro rata*, as fast as an additional ten miles is completed, until the line shall be completed from Bangor to the boundary line of New Brunswick; and as soon as said railway company shall locate a line from some point in embranchment thereof in a northerly direction toward the Aroostook river, and complete ten miles from said main line by the running of cars thereon, the governor shall pay to said company at the rate of ten thousand dollars per mile, or *pro rata*, for each mile of railway so built and completed from their main line in a northerly direction, from the proceeds of the lands and claims hereinbefore set forth, and so on from time to time as an additional ten miles shall be completed by the running of cars, until the entire line of said railway shall be completed to the northern boundary of the state, with a branch line to the St. John river at Woodstock.

If Massachusetts shall assign, &c., to E. and N. A. Railway Co. certain claims, &c.

SECT. 3. In case the commonwealth of Massachusetts shall assign and transfer to the European and North American Railway Company, or to the state of Maine in trust for said company, the claims jointly held by her with Maine against the general government, to aid the construction of said railroad, and also release and discharge or assign and transfer the balance due from the state of Maine for the purchase of her interests in the public lands lying in Maine, under date October fifth, eighteen hundred and fifty-three, it shall be lawful for the governor, state treasurer and land agent, to transfer to said company all the public lands lying on

Governor, &c., may transfer certain lands.

waters of the Penobscot and St. John River, for the uses and purposes set forth in this act. *Provided, however,* that there shall be excepted from said conveyance and from the operations of this act, all timber and lumber and lands granted or voted by the present or any preceding legislature, reserving to the state the right to locate such grants within the present year of our Lord eighteen hundred and sixty-four, or within the time or times limited therefor in the several acts or resolves granting the same, all lands heretofore reserved or set apart for public schools, and all lands set apart and designated for settlement under existing laws; and all the lands set apart for the purposes of settlement, shall be sold to settlers, upon the same terms and conditions by the land agent, as is now authorized by law. And it is further provided, that all lands conveyed to said company under this act, which are in the opinion of the governor, state treasurer and land agent, suitable for settlement, shall be surveyed into lots by said company, of suitable sizes for the purposes of settlement, not exceeding one hundred and sixty acres to any one lot, which lands shall be open to settlers at a price not exceeding one dollar per acre, on condition of a continued residence thereon for five years, and performance of such settling duties as are now required by the state. And said company is charged with the duty of encouraging immigration into the state, and shall be required to appoint a suitable emigrant agent, and annually publish such plans, statements and other information, as shall give to the public a better knowledge of the extent, value and situation of the public lands of Maine, now open for settlement, and cause this information to be printed in our own and other languages, and distributed into other states of this Union, and into foreign lands. And the legislature of this state shall have the right at all times to inquire into the manner in which these trusts are executed, and to pass any laws that may be necessary, and to impose fines and penalties to secure a compliance with the provisions, liabilities and duties hereinbefore set forth and enjoined. *Providing and excepting,* that no lands belonging to the state of Maine, lying within the county of Piscataquis, shall be taken by virtue of this act for the purpose of aiding in the construction of the trunk line of the European and North American Railway; but that all of said lands lying in said county of Piscataquis, shall be and are hereby appropriated under the limitations and restrictions relating to other lands herein granted, and shall be applied in aid of the construction of a branch of said railway extending to the slate quarries in the valley of the Pleasant river at Brownville, and to the Katahdin Iron Works, from any point on the line of said railway between Oldtown and Lincoln, as provided in section two of "an act authorizing the further extension of the European and

CHAP. 401.

Proviso.

Further proviso.

Company, duties of in encouraging immigration into the state, &c.

Legislature, rights of.

Proviso.

CHAP. 402. North American Railway," passed at the present session of the legislature.

Benefits of act,
when forfeited.

SECT. 4. All benefits of this act shall be forfeited by said European and North American Railway Company, upon the appropriation and use of the proceeds of timber or lands hereby granted to any other purpose than the construction of the main line of said railway or branches into Aroostook and Piscataquis counties.

SECT. 5. This act shall take effect on its approval by the governor.

Approved March 24, 1864.

Chapter 402.

An act for the assessment of a state tax for the year one thousand eight hundred and sixty-four, amounting to one million three hundred twenty-one thousand five hundred seventy-nine dollars and forty-one cents.

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

State tax,
\$1,321,579.41.

SECT. 1. That each city, town, plantation or other place hereinafter named, within this state, shall be assessed and pay the several sums with which they respectively stand charged.

COUNTY OF ANDROSCOGGIN.

Auburn,	Seven thousand three hundred ninety three dollars sixty one cents,	7,393 61
Danville,	Two thousand four hundred eleven dollars thirty seven cents,	2,411 37
Durham	Three thousand six hundred seventy nine dollars thirteen cents,	3,679 13
East Livermore,	Two thousand four hundred sixteen dollars twenty cents,	2,416 20
Greene,	Two thousand seven hundred ten dollars twenty five cents,	2,710 25
Lewiston,	Nineteen thousand four hundred twenty-three dollars sixteen cents,	19,423 16
Lisbon,	Three thousand two hundred thirty five dollars sixty eight cents,	3,235 68
Leeds,	Two thousand six hundred sixty seven dollars fifty eight cents,	2,667 58
Livermore,	Three thousand four hundred forty nine dollars seventy eight cents,	3,449 78
Minot,	Four thousand three hundred seventy six dollars sixty eight cents,	4,376 68
Poland,	Four thousand one hundred forty seven dollars twenty one cents,	4,147 21
Turner,	Five thousand nine hundred ninety two dollars eighty two cents,	5,992 82
Wales,	One thousand five hundred ten dollars sixty nine cents,	1,510 69
Webster,	Two thousand four hundred ninety eight dollars forty nine cents,	2,498 49
	Sixty five thousand nine hundred twelve dollars sixty five cents,	65,912 65