

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

PASSED BY THE

## FORTY-FOURTH LEGISLATURE

OF THE

## STATE OF MAINE.

1865.

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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.  
1865.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1865.

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SECT. 5. The title of said corporation is hereby amended by striking out the words "and Forest Avenue."

CHAP. 510.

Corporate name changed.

Approved February 24, 1865.

### Chapter 510.

An act to incorporate the Union River Plank Road Company.

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

SECT. 1. John D. Hopkins, L. D. Jordan, B. F. Austin, Seth Tisdale, S. B. Osgood, J. H. Chamberlain, H. M. and B. Hall, with their associates, are hereby incorporated into a joint stock company, to be called the Union River Plank Road Company.

Corporators.

Corporate name.

SECT. 2. The capital stock of said company shall not exceed twenty-five thousand dollars, and shall be divided into shares of one hundred dollars, to be paid in cash, in such manner as the rules of said company may require.

Capital stock.

Shares.

SECT. 3. Said company shall be authorized to lay out and construct a plank road in the town of Ellsworth, commencing at or near the bridge at the head of the falls, and running thence to the wharves at tide waters.

Plank road, construction of authorized.

Termini.

SECT. 4. Said company shall have power to enter upon, and occupy such lands as may be necessary for the construction of said road, making a just remuneration to the owners thereof for such land, as shall be appropriated to such use, and to be ascertained and estimated in such manner as the damages are ascertained in cases where lands are taken by railroad companies; and every person whose property shall be taken by said company for the purpose aforesaid, shall have the same remedies to enforce the payment of damages as are now or shall be provided by the laws of this state for the enforcement of the payment of land damages, as in case of railroad damages in this state.

Lands, power to enter upon and occupy.

—remuneration therefor, how ascertained, &c.

Remedies for enforcement of payment of land damage.

SECT. 5. Said company may also make use of such portions of the public highways in said town as may be necessary, provided that they do not erect toll gates upon any such highways or in any manner obstruct the free use thereof.

Public highways, use of authorized.

SECT. 6. Said company may levy just rates of toll upon persons making use of their road, according to such regulations as said company may adopt.

Toll.

SECT. 7. Any three persons named in the first section of this act, may call a meeting for the organization of said company, by publishing a notice thereof in two successive issues in the Ellsworth American.

First meeting, how called.

**CHAP. 511.**

Act void unless road be made within three years.

\$5,000 to be paid in before commencement of road.

Sections of road, when to be put under contract.

SECT. 8. In case said corporators herein named do not locate and build said plank road within three years from the passage of this act, then this act of incorporation shall be void.

SECT. 9. And five thousand dollars of the capital stock of said company shall be subscribed for and paid in, before the commencement of the same; and it is further provided that no section or sections of said road shall be put under contract to be built, until three quarters of the estimated cost of construction of said sections shall be subscribed by responsible persons.

SECT. 10. This act shall take effect and be in force from and after its approval by the governor.

Approved February 24, 1865.

### Chapter 511.

An act to authorize the proprietors of Lewiston Bridge to sell their toll bridge.

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

Toll bridge at Lewiston Falls, sale of authorized.

Proviso.

County commissioners authorized to purchase, &c.

To be kept in repair, &c.

Purchase of, how authorized by city of Lewiston and town of Auburn.

SECT. 1. The proprietors of the toll bridge at Lewiston Falls, in the county of Androscoggin, are hereby authorized to sell said bridge, with all the privileges, franchises and appurtenances thereunto belonging, to said county of Androscoggin, or to the city of Lewiston and the town of Auburn, in said county; *provided* the owners of a majority of the stock present and voting, at a meeting of the stockholders legally called for the purpose, shall assent thereto.

SECT. 2. The county commissioners of the county of Androscoggin, acting for and in behalf of said county, are hereby authorized to purchase said bridge, with all the privileges, franchises and appurtenances thereunto belonging, provided the same can be bought for a sum not exceeding seven thousand five hundred dollars, and to declare the same free for public travel and use; and thereafter the city of Lewiston and the town of Auburn shall keep in repair, and, if necessary, rebuild the same under the same rights and liabilities as are now provided by law in respect to county roads and bridges.

SECT. 3. The city of Lewiston and the town of Auburn are also hereby authorized to purchase said toll bridge, with the privileges, franchises and appurtenances thereunto belonging, for a sum not exceeding seven thousand five hundred dollars, and to make such arrangements with the county commissioners as may be mutually agreed upon, as to the proportion of the cost of the same, to be paid by the towns and by the county, and as to which shall keep