

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTIETH LEGISLATURE,

OF THE

STATE OF MAINE.

1871.

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

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1871.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1871.

Chapter 606.

CHAP. 606.

An act authorizing C. Wasgatt of Swan Island, to extend his fish weir into the tide waters of Old Harbor.

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

SECT. 1. C. Wasgatt of Swan Island, is hereby authorized to extend his fish weir into the tide waters between Old Harbor island and the ledge in the eastern passage to Old Harbor, in Swan Island, *provided* the same shall not be detrimental to the navigation of said harbor.

Authorized to build fish weir in tide water.

SECT. 2. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 607.

An act to incorporate the Piscataqua Marine Railway Company.

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

SECT. 1. John Neal, Oliver Wilson, Joseph Cox, John F. Mathews, Henry W. Trefethen, James O. Trefethen and Joshua H. Sanborn, their associates, successors or assigns, are hereby created a body politic and corporate by the name of the Piscataqua Marine Railway Company.

Incorporators.

Corporate name.

SECT. 2. The capital stock of the said corporation shall not exceed ten thousand dollars and shall be divided into shares of twenty-five dollars each, and each stockholder shall be entitled to one vote for every share held by him; and said corporation is authorized to purchase, lease, hold and sell real and personal estate not exceeding ten thousand dollars in value, and shall have all the powers and privileges and be subject to all the duties and liabilities of similar corporations as defined by the laws of this state.

Capital stock and shares.

May hold real and personal estate.

Powers, privileges, duties and liabilities.

SECT. 3. The said corporation may construct, maintain and use a marine railway on land in Kittery, at the navy yard village, near the shipyard of John Neal, and may make, erect and maintain thereon such wharves, piers, warehouses, machinery and improvements as may be necessary for the purposes of the corporation, but the said railway and wharves shall not extend into the tide waters of the Piscataqua river more than thirty feet from low water mark.

May construct marine railway.

Wharves, piers, warehouses, &c.

SECT. 4. Any two of the persons named in this act may call the first meeting of the said corporation, by giving personal

First meeting, how called.

CHAP. 608. notice in writing to the other corporators, five days prior to the meeting, stating the time, place and object thereof.

SECT. 5. This act shall take effect when approved.

Approved February 15, 1871.

Chapter 608.

An act to amend the charter of the city of Auburn.

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

SECT. 1. Section sixteenth of an act entitled "an act to incorporate the city of Auburn," approved February twelfth, eighteen hundred and sixty-eight, is hereby amended, so as to read as follows :

Power of city council to lay out streets, defined.

'Sect. 16. The city council shall have the same power and authority to lay out, widen, alter, establish and discontinue town ways and streets in said city, and be subject to the same rules and restrictions relating thereto, that the selectmen and the inhabitants now have and are subject to by the existing laws of this state ; and shall also have power and authority to establish the grade of any way, county road, or street in said city ; and any persons aggrieved by the decision of the city council in laying out, widening or altering any way or street, or in establishing the grade of any way, county road or street, may, so far as relates to damages, have them assessed by a committee or jury, as is now by law provided, respecting the laying out and altering of highways.'

Persons aggrieved by decision of city council in laying out or altering streets, may have damages assessed by committee or jury.

SECT. 2. Section first of an act entitled "an act additional to 'an act to incorporate the city of Auburn,'" approved March five, eighteen hundred and sixty nine, is hereby amended so as to read as follows :

Police court established in and for the city of Auburn. Judge, jurisdiction of.

'Sect. 1. A police court shall be and is hereby established in and for the city of Auburn, to be called the police court of Auburn, to consist of one judge, who shall be appointed and commissioned in the manner provided by the constitution, who shall have concurrent jurisdiction with trial justices in all matters, civil and criminal, not over twenty dollars, within the county of Androscoggin, and shall have original and exclusive jurisdiction in all civil actions not over twenty dollars, in which both parties interested, or in which the party plaintiff and the person or persons summoned as trustees shall be inhabitants of or residents in said city of Auburn, excepting all actions in which said judge may be interested ; and said court shall have concurrent jurisdiction with trial justices in all cases of forcible entry and detainer,