

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.

AUGUSTA:
SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.
1871.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1871.

Chapter 700.

An act to authorize Thomas Taylor to employ and use steam power to transport passengers and freight in the towns of Farmington, New Sharon, Phillips and other places.

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

Steam power, exclusive right of using, for purpose of transporting goods, &c., over public ways, &c., from Phillips and certain other towns, for twenty years.

SECT. 1. Thomas Taylor of Farmington, in the county of Franklin, his associates and assigns, are hereby vested with the sole and exclusive right of employing and using steam power for the purpose of transporting goods, wares, merchandise and passengers, upon and over the public highways, causeways and bridges, from Phillips upper village, in said county of Franklin, through the towns of Phillips, Avon, Strong, Farmington and New Sharon to New Sharon village, in said county, for the term of twenty years from the first day of June, in the year of our Lord one thousand eight hundred and seventy-one; *provided*, the said Thomas Taylor, his associates or assigns, shall, on or before the first day of June, in the year of our Lord one thousand eight hundred and seventy-two, put into actual operation on said highways, or some part thereof, one or more machines for transportation by steam power of passengers and freight, under the terms of this act.

Machines for transportation by steam power to be put in operation before June 1, '72.

Damages, towns not to be liable for.

SECT. 2. In no event shall the towns in which said highways are situated be liable for any damages which may be sustained by the said Taylor, his associates or assigns, in the use of steam power, for the purposes aforesaid, by reason of any defect in such highways, causeways or bridges, or for want of repair thereof.

Liability for damages to highways, &c.

SECT. 3. The said Taylor, his associates and assigns, shall be liable to the towns in which such highways, causeways and bridges are situated, for all damages other than natural wear done to the same, by reason of their being so used for transportation by steam power, to be recovered in an action of the case in any court of competent jurisdiction; and any machines or other property used by the said Thomas Taylor or his associates or assigns, for the purposes named in this act, shall be liable to attachment, seizure and sale, for the payment of any damages recovered against the said Thomas Taylor, his associates and assigns, under the provisions of this act.

Injury to persons and property by reason of said steam power.

SECT. 4. Any person who shall be injured in his person or property by reason of said steam power upon said highway as aforesaid, may recover damages of the said Thomas Taylor, his associates or assigns, for such injury, in an action of the case; and said Thomas Taylor, his associates and assigns, in exercising the powers herein granted, shall have all the rights and privileges, and be subject to all the duties and liabilities, under the law of common carriers by land, and to the law of the road.

Approved February 24, 1871.