

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

OF THE

# FIFTY-FIRST LEGISLATURE

OF THE

# STATE OF MAINE.

1872.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
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AUGUSTA:

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1872.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1872.

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**Chapter 146.**

CHAP. 146.

An act to reduce the capital stock of the Ne Plus Ultra Collar Company.

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

SECT. 1. The Ne Plus Ultra Collar Company is hereby authorized to reduce the par value of the shares of its capital stock heretofore issued, to the sum of twenty-five dollars, after this act is accepted by the corporation, and thereafter the existing capital shall consist of one thousand shares of twenty-five dollars each, making a capital of twenty-five thousand dollars. No dividend shall be payable on old shares until certificates for the same have been surrendered, and new certificates have been issued instead thereof.

Par value of stock reduced.

Dividend on old shares prohibited.

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

Approved February 23, 1872.

**Chapter 147.**

An act additional to an act establishing the Maine State College of Agriculture and the Mechanic Arts, approved February twenty-five, eighteen hundred and sixty-five.

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

SECT. 1. Females who possess the suitable qualifications for admission to the several classes, may be admitted as students in the college ; subject to the requirements of labor and study, which may be determined by the faculty of instruction and by the trustees of the college.

Females admitted as students.

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

Approved February 23, 1872.

**Chapter 148.**

An act to amend the charter of the Buxton and Bonny Eagle Branch Railroad Company.

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

SECT. 1. The first section of said charter is hereby amended by adding after the words "in Buxton passing through or near to the village of West Buxton," in the twenty-first line the following words : ' or in Hollis, passing up the western side of the Saco river,' so that the section as amended shall read as follows :

Amendment.

## CHAP. 148.

CHAP. 148.	Sect. 1. Albion K. P. Lord, James Morton, Horatio Briant,
Corporators.	James Meserve, John M. Hutchinson, Charles E. Weld, William H. Smith, Martin Foss, Abraham L. Came, Mark R. Came, Abijah Usher, John Lane, Charles Hobson, Charles H. Allen, Daniel Huntoon, Oliver Dow, Niron Gray, Thomas Tarbox, Abel G. Smith, Gehial E. Smith, Alvin Hobson, Isaac S. Sawyer, Theodore Elwell, John Lynch and Frederick Robie, their associates, successors and assigns, are hereby made and constituted a body politic and corporate under the name of the Buxton and Bonny Eagle Branch Railroad Company, and by that name may sue and be sued, plead and be impleaded, and shall enjoy all proper remedies at law or in equity to secure and protect them in the use and exercise of the rights and privileges, and in the performance of the duties herein-after granted, and to prevent all invasion thereof, or interference in exercising and performing the same; and said corporation is hereby authorized and empowered to locate, construct and complete, alter and keep in repair a railroad with one or more sets of rails or tracks, with all suitable and necessary bridges, tunnels, viaducts, turnouts, culverts, drains, and all other necessary appendages, from some point on the Portland and Rochester Railroad, in Buxton, passing through or near to the village of West Buxton, or in Hollis passing up the western side of the Saco river to some point near Bonny Eagle falls, in said Buxton or in Standish; and said corporation shall be and is hereby invested with all powers, privileges and immunities which are or may be necessary to carry into effect the purposes and object of this act as herein before or hereinafter set forth. And for this purpose, said corporation shall have the right to take and hold, or to purchase so much of the land and other real estate of private persons and corporations as may be necessary for the location, construction and convenient operation of said railroad, and shall also have the right to take, remove or use, for the construction and repair of said railroad and appurtenances, any earth, gravel, stone, timber or other material on or from the land so taken; <i>provided however</i> , that the land so taken shall not exceed six rods in width, except where a greater width is necessary for the purpose of excavating, or of embankment, <i>and provided also</i> , that in all cases said corporation shall pay for such lands, estate or materials, such price as they and the respective owner or owners thereof may mutually agree upon. And in case such parties shall not agree otherwise, said corporation shall pay such damages as shall be ascertained and determined by the county commissioners of the county in which such real estate shall be, in the same manner and under the same conditions as are by law provided in laying out highways; and no application to said commissioners to estimate said damages shall be sustained unless made within three years from the time of
Corporate name.	
Rights and privileges.	
Authorized to locate, construct and complete road, &c.	
Route of road.	
Powers, privileges, &c.	
Right to take and hold land, &c.	
May take materials.	
Proviso.	
Width of land taken.	
Damages for land, &c., taken.	
Damages in case of disagreement, how settled.	
Application for damages to be made within three years.	

taking such land or other property. And in case said railroad shall pass through any woodland or forest, the said company shall have the right to remove or fell any of the trees standing thereon within four rods from said road, which by their liability to fall or to be blown down, might obstruct or impair said railroad, by paying a just compensation therefor, to be recovered in the same manner as is provided for the recovery of other damages, before named in this act. And furthermore, said corporation shall have all the powers, privileges and immunities and shall be subject to all the duties and liabilities provided by law in this state respecting railroads, not inconsistent with the express provisions of this act, and to all provisions of laws of this state relating to the safety and convenience of travellers on railroads.'

May remove trees.

General powers, duties and privileges.

SECT. 2. Said railroad company is hereby authorized to contract with any other railroad company or other parties to operate said road, or to lease it for a term of years.

May lease road.

SECT. 3. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

SECT. 4. This act shall take effect when approved.

Approved February 24, 1872.

### Chapter 149.

An act to amend the charter of the Northern Aroostook Railroad Company.

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

SECT. 1. Section two of chapter one hundred and seventeen of special laws of eighteen hundred and seventy-one is hereby repealed and the following inserted in its stead :

Chap. 117, sect. 2, act of 1871, repealed.

'Sect. 2. The said corporation is hereby fully empowered to survey, locate, construct, complete, alter, equip and keep in repair a railroad, with one or more tracks and all necessary buildings, tunnels, viaducts, turnouts, side tracks, culverts, bridges, drains and all other needful appendages and appurtenances, from some point on the European and North American Railway, and from thence northerly by the most feasible route to some point on the St. John river at the northern boundary of the state, with a branch from some point on the main line westerly to Portage lake, and thence down the valley of Fish river to the St. John river in Fort Kent.'

Authorized to survey, locate and construct railroad, &c.

Route of road.

SECT. 2. Said corporation shall have until the first day of January, one thousand eight hundred and seventy-four, to make a location of its line according to actual survey, and to file the same

Location, when to be made, &c.