

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

331

OF THE

FIFTY-SECOND LEGISLATURE

OF THE

STATE OF MAINE.

1873.

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

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AUGUSTA:  
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1873.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1873.

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preliminary organization of the corporation; and at such meeting they may determine when and in what manner books shall be opened for subscription to stock, and how subsequent meetings of the corporation shall be called and notified, and may transact any other business which may be deemed necessary in carrying forward and completing the organization of the corporation. The attendance of five of the incorporators shall constitute a quorum for the transaction of business, but a less number may adjourn from day to day or to a time uncertain. The first meeting of the incorporators shall be called to meet in Bath, and notice of said meeting shall be given by publication in the Bath Daily Times and Rockland Free Press, at least seven days prior to said meeting.

CHAP. 221.

Subscription books, when opened.

Quorum.

First meeting, how called.

SECT. 11. If said corporation shall not be organized and a location of its line according to actual survey shall not be filed with the county commissioners of the several counties through which the railroad shall pass, on or before the first day of January, eighteen hundred and seventy-six, or if said corporation shall fail to complete said railroad on or before the first day of January, eighteen hundred and eighty-one, then in either of the above-mentioned cases this act shall be null and void as to all that part of said railroad not completed and finished on or before the date last above named.

Organization, location and construction, time of, limited.

SECT. 12. This corporation shall be at all times subject to such public laws, rules and regulations as have been, or may from time to time be established by the legislature, and nothing herein contained shall make said corporation in any respect independent of the general legislative power of the state.

Subject to the laws and legislative power of the state.

SECT. 13. This act shall take effect when approved.

Approved January 28, 1873.

## Chapter 221.

An act for the relief of William Bingham Clymer and Charles Willing, as trustees of the estate formerly of William Bingham the elder, deceased, and for the relief of persons claiming under them.

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

SECT. 1. In all suits at law and in equity between William Bingham Clymer and Charles Willing as trustees of the estate which was formerly of William Bingham the elder, deceased, or persons claiming under them, and persons strangers to the title of the said William Bingham the elder, the deeds of appointment and conveyance to the said William Bingham Clymer and Charles

Trustees of estate.

Certain deeds of appointment and conveyance evi-

## CHAP. 222.

dence of legal  
title.

Willing, or duly authenticated office copies thereof, shall be received in the courts as prima facie evidence of the legal title of the said William Bingham Clymer and Charles Willing, according to the tenor of said deeds to the estate, real and personal, within this state, which was formerly of the said William Bingham the elder.

Other claimants  
not affected.

SECT. 2. This act shall not affect nor apply to any other persons claiming under the title of the said William Bingham the elder, nor any other persons claiming under deeds purporting to have been made, executed and delivered by any heirs of the said William Bingham the elder, or by any trustees of his said estate.

SECT. 3. This act shall take effect when approved.

Approved January 28, 1873.

### Chapter 222.

An act to confirm the location of the railroad of the Boston and Maine Railroad through the towns of Berwick and North Berwick, subject to certain restriction.

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

Location con-  
firmed.

SECT. 1. The location of the railroad of the Boston and Maine Railroad, a corporation chartered by the laws of this state, from Berwick and thence through North Berwick, as heretofore filed with the county commissioners of York county, and as said railroad has been constructed, is hereby confirmed and made valid, subject to the provisions of this act as hereinafter stated. And said corporation is allowed until the first day of August, in the year of our Lord one thousand eight hundred and seventy-three, to make and file, as required by law, an amendment to its former location, so as to make the same conform to its railroad as now constructed; *provided nevertheless*, that it shall not be lawful, and it is hereby forbidden to construct, maintain or use any track across the highway known as Main street at North Berwick village, other than the one now constructed, the same being one hundred and seventy-two feet from the present passenger depot of the Portland, Saco and Portsmouth Railroad Company at that place, and a side track the southerly rail of which shall not be nearer the depot of the said Portland, Saco and Portsmouth Railroad Company than one hundred and fifty-eight feet.

Amendment to  
former location.

Proviso.

Location of depot  
at North Berwick.

SECT. 2. And it is further provided that it shall not be lawful for said corporation, and it is hereby forbidden, to construct, maintain or use any depot or way station easterly of said highway at North Berwick village, nor within seven hundred feet of the westerly side thereof.