

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

331

OF THE

FIFTY-SECOND LEGISLATURE

OF THE

STATE OF MAINE.

1873.

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

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1873.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1873.

SECT. 2. The first meeting of said corporation may be held at such time and place as the first five corporators may designate, by giving notice thereof seven days previously in any newspaper published in Ellsworth. At said meeting and every subsequent annual meeting, new members may be elected by ballot. It shall require at least seven of the corporators or their associates to constitute a quorum for the transaction of business.

CHAP. 300.

First meeting,
how called.Election of
members.
Quorum.

SECT. 3. All deeds of conveyance or other instruments made in behalf of the corporation shall be sealed with the corporate seal, and when made in pursuance of any vote of the corporation shall be valid to convey property or bind the corporation.

Deeds, when
valid.

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

Approved February 17, 1873.

Chapter 300.

An act to amend an act entitled "an act to incorporate the Bangor and Calais Shore Line Railroad Company."

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

SECT. 1. That section one of said act of incorporation is hereby amended by inserting after the word "Ellsworth," the words 'or from some point in the town of Bucksport or Verona, on the Penobscot river, thence easterly through the towns of Verona, Bucksport, Penobscot, Orland, Bluehill, Surry, or either of said towns, to Ellsworth,' so that said section, as amended, shall read as follows:

'SECT. 1. S. P. Strickland, S. H. Blake, George W. Ladd, James Dunning, C. P. Brown, Henry A. Wood, George C. Pickering, A. L. Simpson, Seth Tisdale, H. M. Hall, John D. Hopkins, N. K. Sawyer, Robert Gerry, junior, John F. Whitcomb, Charles H. Macomber, John West, William H. Card, John U. Hill, Gilbert E. Simpson, William L. Guptill, Handy Leighton, George L. Baker, Joseph W. Sawyer, Mariner S. Fickett, James W. Moore, Alexander Campbell, D. W. Campbell, James A. Milliken, William Freeman, junior, Samuel Campbell, John W. Coffin, Harrison Hume, Melbourn H. Willey, Samuel Ray, B. F. Willey, Albert M. Nash, Holmes W. Ramsdell, Joseph W. Coffin, Joseph Crandon, James L. Bucknam, John H. Crandon, Daniel J. Sawyer, John Plummer, J. C. Nash, Horace C. Hall, William B. Elwell, John F. Harmon, George Walker, Ignatius Sargent, John K. Ames, Edwin Longfellow, Hiram Gardiner, George W. Drisko, Mason H. Wilder, Stephen Longfellow, William H. Hemenway, S. H. Talbot, John C. Talbot, William H. Pope, George W. Pope,

Corporators.

CHAP. 300.	Jeremiah Foster, T. W. Allen, Peter E. Vose, N. S. Allen, D. K. Hobart, W. T. Hobart, George K. Hatch, Horace Harmon, Charles H. Haskell, A. G. Buck, Charles Deering, N. B. Nutt, Charles Paine, Samuel D. Leavitt, Samuel Adams, W. W. Bragdon, Enoch Fisher, Gideon Mayo, F. A. Pike, E. C. Gates, their associates, successors and assigns, are hereby made and constituted a body
Corporate name.	corporate and politic, by the name of the Bangor and Calais Shore Line Railroad Company, and by this name may sue and be sued,
Powers, rights and privileges.	plead and be impleaded, and shall have and enjoy all proper remedies at law and in equity, to secure and protect them in the exercise of the rights and privileges hereinafter granted, and to prevent all invasions thereof, or interruptions in the exercise and enjoyment of the same; and the 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, and of a gauge not less than three feet or more than four feet eight and one-half inches, with all suitable bridges, tunnels, viaducts, turnouts, culverts, drains and all other necessary appendages, from some point in the city of Bangor, so as to connect with any railroad in said city, and thence to some point above the Penobscot
Authorized to locate and complete railroad.	river toll bridge, crossing the Penobscot river at Brewer, thence extending easterly through Brewer, Orrington or Holden, Dedham or the north part of Bucksport and Orland to Ellsworth, or from some point in the town of Bucksport or Verona on the Penobscot river, thence easterly through the towns of Verona, Bucksport, Penobscot, Orland, Bluehill, Surry, or either of said towns, to Ellsworth; thence easterly through Hancock, Franklin, Sullivan or Gouldsborough, Number Seven plantation and Steuben, to Cherryfield, with the right to pass through Milbridge if found expedient so to do; thence easterly through either Harrington, Columbia, Columbia Falls, Jonesborough, Centerville, Whitneyville, Marshfield, to Machias; thence northeasterly through East Machias, Marion, Edmunds or Whiting, and either of the towns of Dennysville, Pembroke, Charlotte, Robbinston, Meddybemps and Baring, to the city of Calais, and with the right to construct a
Line of road.	branch from the trunk line at or near East Machias, to Lubec.
Branch.	And said corporation shall be, and hereby is invested with all the powers, privileges and immunities which are or may be necessary to carry into effect the objects and purposes of this act; and for this purpose said corporation shall have the right to purchase or to take and hold so much of the land and real estate of private persons and corporations as may be necessary for the location, construction and convenient operation of said railroad; and they shall also have the right to take, remove and 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;
Powers and privileges.	
May hold real estate.	
May take materials for construction.	

provided however, that said land so taken shall not exceed six rods in width, except where greater width is necessary for the purposes of excavation or embankment; *and provided also*, that in all cases said corporation shall pay for such lands, estate or materials so taken and used, such price as they and the owner or owners thereof may mutually agree upon; and in case said parties shall not otherwise agree, the said corporation shall pay such damages as shall be ascertained and determined by the county commissioners of the several counties in which such lands or estates or materials may be situated, in the same manner and under the same conditions as are by law provided in the case of laying out highways; and the land so taken by said corporation shall be held by it in like manner as lands taken and appropriated for highways. And no application to said county commissioners to estimate said damages shall be sustained unless made within three years from the time of taking such lands or other property; and in case such railroad shall pass through any woodland or forests, the said company shall have the right to fell or remove any trees standing therein within four rods of said road, which by their liability to be blown down, or from their natural falling might obstruct or impair said railroad, by paying a just compensation therefor, to be recovered in the same manner as provided for the recovery of other damages in this act.'

CHAP. 301.

Proviso.

Width of land.

Price of land and materials, how fixed.

Damages, how determined.

Application for damages, when made.

May remove trees.

Compensation for and how recovered.

May establish a ferry.

SECT. 2. That said corporation shall have the right to establish and maintain a steam ferry from the western terminus of said road across the Penobscot river to some point on the western shore of said river.

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

Approved February 17, 1873.

Chapter 301.

An act to incorporate the Mexico and East Rumford Cheese Manufacturing Company.

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

SECT. 1. Sewell Goff, J. T. Hall, Daniel G. Frost, Blanchard Kimball, Abial G. Richardson, Benjamin Storer, H. G. Virgin, J. Richardson, William V. Porter, J. A. Judkins, William M. Blanchard, B. W. Elliott, E. Hayes, Hiram R. Swain, P. M. Putnam, G. H. Gleason and A. Kimball, their associates, successors and assigns are hereby created a body politic and corporate by the name of the Mexico and East Rumford Cheese Manufacturing Company, with all the powers and privileges and subject to all

Corporators.

Corporate name.