

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE.

1879.

Published by the Secretary of State, agreeably to Resolves of June 28,
1820, February 18, 1840, and March 16, 1842.

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1879.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1879.

SECT. 3. The municipal officers of said town of Kittery, are hereby authorized to require said district treasurer to give bond with sufficient sureties for the faithful performance of the duties of his office, and if he neglects or refuses so to do, it shall be deemed a refusal to accept the office, and the district shall proceed to a new choice as in case of vacancy.

CHAP. 175.

To give bond.

SECT. 4. Nothing in this act shall be construed as impairing the power of the town treasurer of Kittery over the school money assessed upon said district, except so far as hereinbefore provided.

Town treasurers power not impaired except as herein.

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

Approved February 27, 1879.

Chapter 175.

An Act relating to Wharves and Landings.

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

SECT. 1. Persons or corporations engaged in the regular transportation of passengers by water, who have constructed, purchased or leased a slip, wharf or other landing place, for the convenient landing and receiving of their passengers, shall have the exclusive control of such slip, wharf or other landing place, with full power to fix the rates of toll at which other carriers of passengers may make use of the same, or to wholly prohibit the use thereof by such other carriers.

Persons or corporations owning or leasing slips or wharves to have exclusive control of same.

May fix toll rates.

SECT. 2. When owners or lessees of such slips, wharves or landing places, used by themselves for passenger business, desire to exclude other carriers from the use of the same, they shall give notice thereof by suitable sign, placed so as to be conspicuous to persons approaching by water.

Desiring to exclude other carriers they shall give notice by sign.

Any person convicted of wilfully removing or destroying such sign, shall be fined twenty dollars.

Penalty for removing sign.

SECT. 3. Any regular carrier of passengers, who in disregard of notice given in accordance with the provisions of this act, wilfully makes use of prohibited premises for landing his passengers, shall forfeit to the owner or lessee for each such wilful act, the sum of fifty dollars, to be recovered in an action of the case ; and may be summarily restrained from further offending by injunction.

Wilfully making use of prohibited premises punished.

Penalty. How recovered. Injunction.

SECT. 4. The judge of the supreme judicial court in term time or in vacation, on complaint of the violation of the preceding section, shall issue his injunction restraining a repetition of the offense.

Judge may issue injunction.

SECT. 5. All boats, steamers and other craft used in violation of the provisions of this act, may be attached and held as security

Boats violating may be attached.

CHAP. 176. for the payment of all penalties and costs incurred by the owners, charterers or officers.

Not to apply outside Casco Bay.

SECT. 6. This act shall not apply to any wharf or wharves, slip, or other landing place outside the limits of Casco Bay.

Approved February 27, 1879.

Chapter 176.

An Act authorizing Albert M. Bradley to dredge and navigate China Pond.

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

Albert M. Bradley authorized to clear channels etc., in China pond. Exclusive right of navigating by steam for ten years.

SECT. 1. Albert M. Bradley, his associates and assigns, are hereby authorized to clear channels, dredge bars and remove stones in China pond, so called, in the towns of China and Vassalborough ; and are hereby vested with the exclusive right against all persons, of employing and navigating every kind of boat or water craft, propelled by steam, for carrying passengers on said China pond, for the term of ten years from the passage of this act ; provided, that if the said Albert M. Bradley or his assigns shall neglect for the term of two years to navigate said pond by steam as herein provided, then this act shall be void.

Proviso.

Penalty for navigating said pond by steam without authority.

SECT. 2. Any person who shall use or employ on said pond, any boat, or water craft propelled by steam, as carriers of passengers, without being authorized by said corporator, his associates or assigns, shall forfeit for each offense not less than twenty dollars and not exceeding one hundred dollars, to be recovered by and for the use of said corporator, his associates and assigns, in an action of debt.

How recovered.

Approved February 27, 1879.

Chapter 177.

An Act to supply the people of Fryeburg Village with pure water.

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

Names of corporators.

SECT. 1. Asa O. Pike, John Locke, Wm. G. Spring, Frank A. Wiley, Harrison McNeal, David R. Hastings, Daniel W. Bradley, Edward E. Hastings, Cassius W. Pike, Albro R. Jenness, John W. Thoms and Frank Y. Bradley, with their associates and successors, are hereby made a corporation, by the name of the Fryeburg Water Company, for the purpose of conveying to the

Fryeburg Water Company.