

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE.

1883.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1883.

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## Chapter 197.

An Act to incorporate the Bangor and Brewer Steam Ferry Company.

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

Corporators.

SECT. 1. Frank W. Lincoln of Bangor, Henry J. Leach and Charles J. Burr, both of Brewer, successors and assigns, are hereby constituted a body corporate, by the name of the

Corporate name.

Bangor and Brewer Steam Ferry Company, with power to take and hold by lease or purchase, such real and personal property as may be necessary to effect the objects of this charter. They shall also have and enjoy the powers and rights usual and incident to such corporations.

May establish a ferry.

SECT. 2. Said corporation is hereby empowered to establish and maintain for twenty years from the time it is opened for travel, a ferry across the Penobscot river, below the Bangor and Brewer toll bridge and at or near the present ferry, with one or more boats of such construction, power and capacity as the United States steamboat inspectors for the district of Maine shall approve, to be propelled by steam power, for the safe and convenient transportation of foot passengers, their baggage and freight. Said corporation may temporarily run a boat or boats propelled by hand, instead of steam power, when accident, storms or ice make it necessary.

Time for running boats.

SECT. 3. The season for running said boat or boats shall be from the opening of the river to the closing of the same with ice ; and the corporation shall provide such suitable slips and approaches to their ferry, and make such a number of trips a day, between the hours of six in the morning and nine in the evening, as the county commissioners shall direct or approve, and shall make and keep in repair, proper approaches to the ice in the winter. A boat or boats shall be run on Sundays as well as on week days.

Shall buy boats and slips of present ferry.

SECT. 4. The corporation shall purchase the ferry boats and slips of the present ferry, and any other property used therewith, on or before the first day of June, eighteen hundred and eighty-three, and if the parties cannot agree upon the price thereof, the county commissioners, after notifying the parties, shall appraise the same, and the corporation shall pay the sum so appraised within ten days after the same is made known, and may, if necessary, run said boats by hand

power during the remainder of the ferry season of eighteen hundred and eighty-three, to give time to prepare their steamboats.

SECT. 5. A toll is hereby granted and established for the benefit of said corporation of one cent for each foot passenger, and for baggage or freight weighing not less than twenty-five nor more than one hundred pounds, two cents, and one cent additional for every additional hundred pounds or fraction thereof.

Tolls.

SECT. 6. If said corporation, after they have accepted this charter and established a ferry, shall neglect to furnish a suitable and safe boat or boats, and proper attendance, as required by this act, they shall forfeit and pay for each offense five dollars, to be recovered in an action of debt, to the use of any person suing therefor. Said corporation shall also be liable in an action on the case to the party injured for any loss or damage occasioned by their neglect or want of proper care.

Forfeiture in case of neglect.

SECT. 7. After a ferry is actually established under this act, and so long as it shall be maintained under the provisions thereof, the county commissioners for Penobscot county shall not have power to license a ferry across the Penobscot river, within one mile of the ferry so established.

Special privilege granted.

SECT. 8. Nothing in this act shall be construed to give this corporation power to take private property without consent of the owner thereof, except as herein specified.

Private property shall not be taken.

SECT. 9. Unless the ferry hereby authorized is established and put in operation within two years from the approval of this act, then the same shall be void.

Act void unless ferry is established within two years.

SECT. 10. The powers granted by this act may be enlarged or restrained at the pleasure of the legislature.

SECT. 11. This act shall take effect when approved.

Approved February 8, 1883.