

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE

1895.

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PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1895.

Chapter 91.

An Act to empower the County of Washington to aid in the construction of a Railroad through said county, and to acquire and hold preferred stock of the company building said railroad.

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

SECT. 1. The county of Washington is hereby authorized to aid in the construction of a railroad through said county by subscribing for and purchasing preferred stock of the Washington County Railroad Company to an amount not to exceed the sum of five hundred thousand dollars in all, and said preferred stock shall be guaranteed to receive dividends at the rate of five per cent per annum for each year that stock dividends are earned by said railroad before any dividend shall be declared or paid upon the other stock of said railroad company, but at no time shall the dividends on the common stock be greater than the dividend on the preferred stock.

County authorized to subscribe for the stock of the Washington Co. R. R. Company.

SECT. 2. Immediately upon written application of a majority of the directors of said railroad, to the county commissioners of said Washington county, said county commissioners shall submit to the voters of the several cities, towns and organized plantations in said county, the following proposition: 'Shall the county of Washington subscribe for and purchase a preferred stock of the Washington County Railroad Company to an amount not to exceed the sum of five hundred thousand dollars in all'; and it is hereby made the duty of the county commissioners of said county to appoint a day for meeting to vote thereon, and to notify the aldermen of cities, selectmen of towns and assessors of plantations thereof, leaving a sufficient time for calling said meetings in the usual form for city or town meetings. Said commissioners shall cause to be prepared printed forms for the warrants and returns of said meetings and transmit them with their notifications to city, town and plantation officers, as above prescribed.

Proposition, to be submitted to the voters of the county.

—form of.

Co. commissioners shall appoint a day for meeting, to vote thereon.

SECT. 3. The aldermen of cities, selectmen of towns and assessors of plantations in said county shall call meetings on the day appointed by issuing and posting warrants therefor, as for other town meetings. No such meetings shall be opened before ten o'clock in the forenoon, or later than one

How meetings shall be called and held.

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o'clock in the afternoon, and the polls shall be kept open until five o'clock in the afternoon and then be closed.

How the vote shall be taken.

SECT. 4. At said meetings the votes shall be taken by printed or written ballots and those in favor of said proposition shall vote 'yes' and those opposed shall vote 'no,' and the ballots cast shall be sorted and counted and the vote declared in open meeting and recorded. The municipal officers shall preside as at state elections, and make returns thereof to the county commissioners by depositing in some post office in said county, within twenty-four hours after the close of said polls, their return of votes cast, post paid, directed to the clerk of courts at Machias in said county, to be transmitted by mail, or personally deliver the same to said clerk within that time.

—municipal officers shall preside, and make returns to Co. commissioners.

Commissioners shall canvass returns and declare result, and carry out provisions.

SECT. 5. The county commissioners of said county shall meet at the court house in Machias within twenty days after said meetings and canvass the returns and declare the result, and the same shall then be recorded by the clerk of courts and be certified on the record by said commissioners and clerk, which said record shall be the only record required of the vote cast under this act. And in case a majority of the ballots cast and returned as aforesaid are in favor of said proposition, said commissioners shall carry out the provisions of this act, as ratified by such vote, in the manner hereinafter provided.

When commissioners shall cause subscriptions to be made.

SECT. 6. In case said proposition is adopted as hereinbefore provided, and accepted by said railroad company, and when the entire line shall be under contract and a satisfactory guarantee is given to the county commissioners, that the line shall be completed under said contract, then said commissioners shall cause subscription to be made in behalf of said county for preferred stock of said Washington County Railroad Company to the amount authorized by this act, and payment therefor shall be made at the option of the county commissioners either in cash or bonds of the county, bearing interest at the rate of five per cent per annum as above, by the county treasurer to the treasurer of said railroad company, upon the orders of said commissioners which shall be issued as follows; after the commencement of actual work upon the lines of said railroad within the county of Washington, whenever said railroad company shall have graded any section of

How payment shall be made.

five miles of its line, payment shall be due and be made per mile in proportion as the whole amount of county aid bears to the number of miles of road built under the charter of said railroad company. And for each payment thus made, shares of said preferred stock of said Washington County Railroad Company shall be issued and delivered to said county treasurer to the same amount in par value thereof, which shall be issued to the inhabitants of said county, and be guaranteed as prescribed in section one of this act.

SECT. 7. Unless said Washington County Railroad Company shall have filed with the county commissioners of said county the location of its line through Washington county from the west line thereof to the Saint Croix river, on or before the first day of October in the year of our Lord eighteen hundred and ninety-nine, accompanied by the affidavit of the majority of the directors of said company, that they intend in good faith to proceed forthwith with the construction of said line of railroad, and shall have begun the work of actual construction of said line within said county on or before the first day of January, eighteen hundred and ninety-six, then if either of said conditions fail, all the provisions of this act so far as applicable to said Washington County Railroad Company, shall become null and void, and said company shall thereby forfeit all rights herein conferred or granted by the action of said county of Washington under the provisions of this act.

If Co. fails to locate line, or begin work on or before Jan., 1896, or to comply with conditions, act shall be void.

SECT. 8. In case said proposition is adopted and accepted as hereinbefore provided, then the treasurer of Washington county is hereby authorized to procure by loan, on the faith and responsibility of said county, money for the use of said county to carry into effect the provisions of this act; and for that purpose notes or obligations signed by the said treasurer and countersigned by the chairman of the board of county commissioners, shall be issued with interest bearing coupons attached, payable semi-annually for the payment thereof at such times as they, the said commissioners shall deem expedient, but such loan shall not exceed the amount authorized by this act, nor shall the rate of interest exceed five per cent.

Co. treasurer, authorized to procure a loan.

SECT. 9. The preferred stock thus subscribed and paid for by the county of Washington shall be entitled to representation by one member upon the board of directors of said

Stock paid for by county, shall be entitled to representation.

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railroad company, who shall be the county treasurer to be chosen by the stockholders at their annual meeting.

When county may determine to sell stock, preference shall be given holders of other shares.

SECT. 10. Whenever the county of Washington may determine to make a sale of its holdings of said preferred stock of said railroad company, the holders of the other shares of the stock of said corporation shall be entitled to the first option and right to purchase said county stock at any given price; and unless a prior sale shall have been made, the holders of said other stock shall have the right, at the maturity of the county bonds hereinbefore provided for, to purchase said county stock by reimbursing to the county all money advanced and paid by said county therefor, together with legal interest on all sums paid on account of accrued interest coupons, deducting therefrom the proper allowance for dividends received by said county upon said preferred stock.

Amount of stock and bonds to be issued.

SECT. 11. The issue of stock and bonds of said Washington County Railroad Company shall not exceed eighteen thousand dollars in stock and twenty thousand dollars of first mortgage bonds per mile. Five hundred thousand dollars of said stock shall be preferred stock for the purposes above named.

Approved February 28, 1895.

Chapter 92.

An Act to amend section one of chapter three hundred and eighty of the Private and Special Laws of eighteen hundred and ninety-three, relating to the charter of the Caribou Water Company.

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

Sec. 1, ch. 380, Private Laws of 1893, amended.

SECT. 1. Section one of chapter three hundred and eighty of the private and special laws of eighteen hundred and ninety-three, is hereby amended by striking out the word "and" in the third line between the words "Caribou and Fort Fairfield," and adding after the word Fort Fairfield, 'Washburn and Presque Isle,' so that said section shall read as follows:

Authorized to furnish light, heat, and power, to towns.

'SECT. 1. The Caribou Water Company is authorized and empowered to carry on the business of furnishing light, heat and power by electricity, in the towns of Caribou, Fort Fair-