

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-FIFTH LEGISLATURE

OF THE
STATE OF MAINE.

1911

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fifth
Legislature

1911

CHAP. 38

Chapter 38.

An Act to prohibit trout fishing in Alder brook, so-called, in the towns of Island Falls and Hersey, and in Dyer Brook, so-called, in the towns of Island Falls and Dyer Brook, and in Merrill Plantation, in Aroostook County.

Be it enacted by the People of the State of Maine, as follows:

Close time for trout fishing in Alder brook and Dyer brook.

Section 1. It shall be unlawful to fish for, take, catch or kill any trout at any time in Alder brook, so-called, in the towns of Island Falls and Hersey, in the county of Aroostook, or in Dyer brook, so-called, in the towns of Island Falls and Dyer Brook and in Merrill Plantation, in said county of Aroostook, for a period of four years from the time this act takes effect. It shall also be unlawful for any person to have in possession any trout taken in violation of this section.

—unlawful to have trout in possession.

Penalty for violation of this act.

Section 2. Whoever violates any provision of this act shall be subject to the same penalty as is provided in the general law of the state for the illegal fishing for, or taking, catching, killing or having in possession of trout or land-locked salmon.

Court jurisdiction.

Section 3. In all prosecutions arising under this act, municipal and police courts and trial justices within their respective counties shall have, upon complaint, original and concurrent jurisdiction with the supreme judicial and superior courts, and all fines, forfeitures and penalties recovered by any person for any violation of this act shall be paid forthwith by the person receiving the same to the state treasurer.

—fines and penalties, how disposed of.

Approved February 27, 1911.

Chapter 39.

An Act ratifying and confirming the sale of the railroad and franchises of the Atlantic Shore Line Railway and the incorporation of the Atlantic Shore Railway.

Be it enacted by the People of the State of Maine, as follows:

Sale of railroad and franchises ratified, confirmed and made valid.

Section 1. The sale of the railroad and franchises of the Atlantic Shore Line Railway at a public sale held December first, one thousand nine hundred and ten, under a decree of the United States circuit court for the first circuit district of Maine in a cause pending therein, entitled "Knickerbocker Trust Company, Trustee, vs. Atlantic Shore Line Railway and Fidelity Trust Company, Trustee," to John F. Hill, Ernest J. Eddy, Frederick O. Conant, E. Burton Hart, Albert H. Bickmore, William Binney, Jr., James H. Caldwell and Francis Henderson as the highest bidders therefor, and the decree of said court in the above entitled cause filed therein on the twelfth day of

December, one thousand nine hundred and ten, confirming said sale, and the deed of the special master, John F. A. Merrill, appointed by said court to conduct said sale, and the deeds of said Knickerbocker Trust Company as trustee, of said Atlantic Shore Line Railway and of said Fidelity Trust Company as trustee, all said deeds bearing date of December thirtieth, in the year of our Lord, one thousand nine hundred and ten, and all other acts and decrees of said circuit court in said cause, and the incorporation of the Atlantic Shore Railway as a street railroad corporation, with a capital stock of one million dollars, under section fifty-six of chapter fifty-two of the revised statutes of the State of Maine, by said John F. Hill, Ernest J. Eddy, Frederick O. Conant, E. Burton Hart, Albert H. Bickmore, William Binney, Jr., James H. Caldwell and Francis Henderson, the purchasers of said railroad and franchises of said Atlantic Shore Line Railway as aforesaid, are hereby ratified, confirmed and made legal and valid in all particulars; and certain bonds of said Atlantic Shore Railway bearing date of December thirty-first, one thousand nine hundred and ten, and known as General Lien Gold Bonds, authorized amount to be issued, one hundred and fifty thousand dollars, and also certain other bonds of said Atlantic Shore Railway bearing date of December thirty-first, one thousand nine hundred and ten, and known as Refunding Mortgage Gold Bonds, authorized amount to be issued, two million, six hundred thousand dollars, and the respective mortgage deeds of trust executed by said Atlantic Shore Railway on said thirty-first day of December, one thousand nine hundred and ten, to secure said bonds, are hereby ratified, confirmed and made legal and valid, and said bonds are hereby declared to be, when issued in accordance with the provisions of said mortgage deeds of trust securing the same, the valid, legal, binding obligations of said Atlantic Shore Railway.

—certain/
bonds ratified,
confirmed
and made
valid.

Section 2. The said Atlantic Shore Railway shall henceforth have, exercise and enjoy all the rights, powers, privileges and franchises formerly belonging to the said Atlantic Shore Line Railway on the first day of December, in the year of our Lord one thousand nine hundred and ten, and granted to it under the general laws of the state of Maine, and chapter one hundred and seventy-five of the private and special laws of the state of Maine approved March thirteen, one thousand nine hundred and three; chapter two hundred and forty-one of the private and special laws of the state of Maine approved March seventeen, one thousand nine hundred and five; chapter three hundred and three of the private and special laws of the state of Maine

Rights, pow-
ers and priv-
ileges of At-
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Railway.

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approved March twenty, one thousand nine hundred and seven, and chapter four hundred thirty-nine of the private and special laws of the state of Maine approved March twenty-eight, one thousand nine hundred and seven, and shall exercise and enjoy the same as fully and in the same manner as the said Atlantic Shore Line Railway was authorized to exercise and enjoy the same under the general laws of the state of Maine and under said private and special laws above referred to; subject, however, to the same conditions and limitations as are therein or under the general laws of this state imposed, and to all prior liens thereon by virtue of any valid conveyance thereof by mortgage deed or otherwise, existing prior to April second, one thousand nine hundred and six.

Rights to property acquired of Atlantic Shore Line Railway.

Section 3. The said Atlantic Shore Railway is authorized to hold and enjoy all property, both real and personal, so acquired of said Atlantic Shore Line Railway or that may be hereafter acquired, and situated in the state of New Hampshire, and to exercise all its rights, privileges and franchises within said state of New Hampshire so far as may be necessary to operate its railroad or ferry within the limits of said state, and may obtain concurrent or other necessary legislation of said state of New Hampshire for the purpose of giving effect to the rights, powers and franchises hereby granted and of exercising the same within the limits of said state.

Approved February 27, 1911.

Chapter 40.

An Act to authorize the Improvement of Fall Brook in the Towns of Bingham and Brighton.

Be it enacted by the People of the State of Maine, as follows:

Dams, piers and booms, authorized in Fall brook and tributaries.

Section 1. The Solon Lumber Company, a corporation duly established by law at Solon in the county of Somerset, and its assigns are hereby authorized to build dams, side dams, piers and booms, and to maintain same, on Fall brook and its tributaries in the towns of Bingham and Brighton in the county of Somerset; to remove rocks and trees and to excavate ledges therefrom; and to widen, deepen and otherwise improve the same for the purpose of raising a head of water and of making said brook and its tributaries floatable to facilitate the driving of logs, pulp wood and other lumber on the same.

—may make improvements to facilitate driving logs and lumber.

May take land and materials for building dams, piers, etc.

Section 2. Said corporation and its assigns for the above purposes may take all necessary land and materials for building said dams and piers and making such improvements; may flow