

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-seventh and Eighty-eighth
Legislatures

OF THE

STATE OF MAINE

From April 7, 1935 to April 24, 1937

AND MISCELLANEOUS STATE PAPERS

Published by the Secretary of State, in conjunction
with the Revisor of Statutes in accordance with the
Resolves of the Legislature approved June 28, 1820,
March 18, 1840, March 16, 1842, and Acts approved
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AUGUSTA, MAINE
1937

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Eighty-Eighth Legislature

1937

respects be conducted as municipal elections in said city are now conducted by law, and the result thereof shall be determined in the manner now provided by law for the determination of the election of mayor. If a majority of the ballots deposited as aforesaid shall reject, this act shall not go into effect, but if a majority of the electors voting at said ward meetings shall approve, then this act shall take effect as herein provided.

Sec. 6. Effective date. So much of this act as authorizes the submission of the acceptance of this charter to the electors of the city of Brewer shall take effect as provided in the constitution of the state, but it shall not take further effect unless accepted by the electors of the city of Brewer as hereinbefore provided. If accepted by the electors of the city, then this act for the purpose of nominating and electing officers hereunder shall take effect on the date of its adoption by the electors, and for all other purposes this act shall take effect on the 2nd Monday in January, 1938.

Sec. 7. Acts repealed. All acts and parts of acts, either public or private, inconsistent herewith, are repealed or amended to conform to the provisions of this act.

Approved March 25, 1937.

Chapter 40

AN ACT Granting Charles H. Scott the Right to Maintain a Ferry across Eggemoggin Reach in Hancock County.

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

Sec. 1. Ferry authorized. Charles H. Scott of Deer Isle in Hancock county, his associates and assigns are hereby authorized to establish and maintain a ferry for the period of 2 years, across Eggemoggin Reach, between the towns of Deer Isle and Sedgwick, in said Hancock county, from the terminus of the road now existing on the Deer Isle shore, near the steamboat wharf, formerly of the Maine Central Railroad, and the terminus of the road now existing on the Sedgwick shore, near wharf formerly of the Eastern Steamship Company, at Sargentville, with the right to keep and maintain suitable boats to be propelled by wire and trucks, oars, sails, steam or some other power, for the safe conveyance and transportation of passengers, teams, animals, carriages, motor propelled vehicles, and freight; provided, however, that in event a bridge, as contemplated by the provisions of chapter 88 of the private and special laws of 1935, is earlier constructed and opened to motor vehicle traffic, said franchise shall immediately terminate.

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Sec. 2. Operation; maintenance. A minimum of service, weather permitting, and a maximum of toll as to the operation and maintenance of said ferry is hereby provided: said ferry shall be operated from June 1st to October 15th, daily, from 6 o'clock A. M. to 9 o'clock P. M. with a clean-up trip at 11 o'clock P. M. for the aforementioned period; with 2 scows and 2 power boats, sufficiently manned, the larger of at least 6-car capacity and towed by a boat powered with an engine of not less than 35 H. P. rating, the other of at least a 3-car capacity and towed by a boat powered with an engine of not less than 18 H. P. rating; in addition, a service with 1 boat and 1 scow, during the month of May of each of said years, from 6 o'clock A. M. to 9 o'clock P. M.; service not otherwise specifically enumerated shall be equivalent to that which has been previously provided by said Scott. Said scow or scows shall at all times be sufficiently and properly equipped with all necessary life-saving apparatus and appliances. A flat rate shall be charged of \$3 per round trip for each passenger car including its occupants. Failure on the part of said Scott, his associates and assigns, to comply with aforementioned minimum of operation and maintenance shall render him or them liable to any person or persons damaged by said failure in an action on the case.

Sec. 3. Other ferries prohibited; exception. Any person who keeps a ferry contrary to the provisions of this act, or who transports passengers, teams, animals, carriages, motor-propelled vehicles, or freight between said towns of Deer Isle and Sedgwick, across said Eggemoggin Reach, within a statute mile above or below the ferry established by the provisions of this act for hire, by boat or other craft for such purpose, forfeits \$4 for each day such ferry is kept or for each time of transportation, the same to be recovered by said Scott or his associates or assigns, to their use in an action on the case. Provided, however, that the carrier of the United States mail between Sargentville and Deer Isle, shall have the right to carry passengers and freight for hire, within the limits of said ferry, while actually engaged in the performance of his duties, as such carrier, on his regular trips.

Sec. 4. Rules and regulations. The county commissioners of Hancock county shall have authority, on due notice and hearing of all parties interested, to prescribe such rules and regulations, touching the maintenance and operation of said ferry not otherwise provided in, nor inconsistent with, sections 1, 2 and 3 as they may deem necessary to meet the public demand in connection therewith.

Sec. 5. Bond. Said Scott, or his associates or assigns, shall give to the treasurer of state, a bond for the faithful performance of his duties under the provisions of this act, in such sum and with such sureties as may be approved by the county commissioners of Hancock county.