

MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1859.



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1859.

THIRTY-EIGHTH LEGISLATURE.

HOUSE.]

[No. 40

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND FIFTY-NINE.

AN ACT to incorporate the Penobscot and St. Croix Railroad Company.

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

SECTION 1. Charles K. Miller, Abraham Wood-
2 ward, Andrew Woodman, Joseph W. Porter, Benja-
3 min P. Gilman, John Morrison, Daniel Lord, Alex-
4 ander Webb, Joseph Porter, Norman Page, Charles
5 G. Richardson, Charles Woodman, Joseph Stickney,
6 William Douglass, Thompson Woodman, George W.
7 Merrill, Thomas W. Porter, Daniel L. Chase, Samuel
8 Veazie, John W. Veazie, their associates, successors
9 and assigns are hereby incorporated by the name of
10 the Penobscot and St. Croix Railroad Company, with
11 power to locate, construct, alter and repair a railroad

2 PENOBSCOT AND ST. CROIX RAILROAD CO.

12 with one or more tracks from Geenbush or Milford in
13 the county of Penobscot, in connection with some
14 railroad on the Penobscot river, through the towns of
15 Lowell and Burlington, and through or near the
16 towns of Lee, Springfield, Carroll and Number seven,
17 Range two, north of Bingham's Purchase, in the most
18 practicable route, and thence in an easterly direction
19 to the east line of the State, and with power to con-
20 nect with the Lewy's Island Railroad; but not to in-
21 terfere with the chartered rights of any other railroad
22 corporation; and said corporation is clothed with all
23 the powers, privileges and immunities and is subject
24 to all the duties and liabilities provided by the general
25 laws of the State, not inconsistent with the express
26 provisions of this act.

SECT. 2. The capital stock of the corporation shall
2 be not less than five thousand shares, nor more than
3 twelve thousand, of one hundred dollars each; and
4 for the purpose of receiving subscriptions to said stock,
5 books shall be opened at such times and in such places
6 as the corporators deem expedient; and if the amount
7 subscribed exceeds the number of shares authorized
8 by this act, the shares shall be distributed among the
9 subscribers, as prescribed by the corporators before
10 opening the books.

SECT. 3. The president and directors, for the time

2 being, are authorized by themselves or their agents to
3 exercise all the powers herein granted to the corpor-
4 ation for the purposes of locating and constructing
5 said railroad, and for the transportation of persons
6 and property, and all such power as may be necessary
7 and proper to carry into effect the objects of this
8 grant, and to make equal assessments, from time to
9 time, on all the shares subscribed as they deem expe-
10 dient in the prosecution and progress of the work,
11 and direct the same to be paid to the treasurer of the
12 corporation. The treasurer shall give notice of all
13 such assessments; and in case any subscriber or stock-
14 holder neglects to pay any assessment on his share or
15 shares for the space of thirty days after such notice is
16 given as shall be provided by the by-laws of said cor-
17 poration, the directors may order the treasurer to sell
18 such share or shares at public auction after giving
19 such notice as may be prescribed by the by-laws to
20 the highest bidder; and the same shall be transferred
21 to the purchaser; and such delinquent stockholder or
22 subscriber shall be held accountable for the balance,
23 if his share or shares sell for less than the assessments
24 due thereon, with the interest and costs of sale, and
25 shall be entitled to the overplus if his share or shares
26 sell for more than the assessments due thereon with
27 interest and costs of sale; but no assessments shall

4 PENOBSCOT AND ST. CROIX RAILROAD CO.

38 be laid upon any shares of a greater amount in the
39 whole than one hundred dollars.

SECT. 4. A toll is hereby granted for the sole benefit
2 of said corporation upon all persons and property
3 which may be conveyed upon said road at the rate
4 established from time to time by the directors. The
5 transportation of persons and property shall be in
6 conformity with the rules and regulations to be pre-
7 scribed by the directors.

SECT. 5. The corporation shall, at all times, when
2 required by the Postmaster General, transport the
3 mail of the United States over said route, for a rea-
4 sonable compensation, and if the parties do not agree
5 on such compensation, the Legislature may fix it.

SECT. 6. The corporation, after beginning to receive
2 tolls, shall have its road in good repair and a sufficient
3 number of suitable engines, cars and carriages for the
4 transportation of persons and property, and be obliged
5 to receive at all proper times and places and convey
6 the same when the established tolls are paid or tend-
7 ered; and a lien is hereby created on all property for
8 the tolls.

SECT. 7. The Legislature shall, at all times, have
2 the right to inquire into the doings of the corporation
3 and into the manner in which the privileges and fran-
4 chises herein granted are used and employed by

5 said corporation, and to correct and prevent all abuses
7 of the same, and to pass any laws imposing fines and
8 penalties upon said corporation necessary more effect-
9 ually to compel a compliance with the provisions,
10 liabilities and duties hereinbefore enjoined; but not
11 to impose any further duties, liabilities or obligations;
12 and this charter shall not be annulled, revoked, altered,
13 limited or restrained without the consent of the cor-
14 poration, except by due process of law.

SECT. 8. If said corporation is not organized, and
2 the location of the route, according to actual survey,
3 filed with the county commissioners of the counties
4 through which any part of it passes, on or before the
5 first day of January, eighteen hundred and sixty-three;
6 or if the road, as far as Lowell, in the county of Pe-
7 nobscot, is not completed on or before the first day of
8 January, eighteen hundred and sixty-three, in either
9 case, this act shall be void.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, March 25, 1859.

Laid on the table by Mr. PORTER of Lowell, and on his motion
350 copies ordered to be printed for the use of the Legislature.

GEO. W. WILCOX, *Clerk.*