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**Veto Message: Governor
1886 (H.219)**

An act to incorporate the Springfield Railroad Company.

STATE OF VERMONT
Executive Department.
Montpelier, Vt., November 22, 1886

Hon. Josiah Grout, Speaker of the House of Representatives:

SIR: — I herewith return to the house, where it originated, house bill No. 219, entitled "an act to incorporate the Springfield Railroad Company," without my approval.

I am unable to discover any reason why this company may not be formed under the general law in that behalf provided; but if the bill in question was so drafted as to conform to the provisions of the general law as to taking land and assessment of damages and other like essentials, and was in *form* otherwise correct, I should give my approval.

Under the general law a certain limitation is fixed as to width of land that may be taken--and in my judgment all special acts should contain a like provision; this bill only limits the width of the proposed road to the *necessities* of the corporation and makes no provision as to who shall be the judge of the extent of such necessity. This might be determined by an application to the courts, and standing alone this objection might not be deemed sufficient to justify the withholding of my approval.

Section eleven of the bill provides: "The directors of the company may require payment of the sums subscribed to the capital stock in such proportions and at such times as they shall deem best, but not exceeding ten dollars at one time, and one hundred dollars upon any one share, under the penalty of the forfeiture of all previous payments thereon."

I respectfully submit that there is such an uncertainty as to the meaning of the language above quoted that it ought not to have the sanction of law, especially as it has reference to an important subject matter of the bill and involves a forfeiture of moneys.

And in several minor particulars the draftsman has provided means of procedure different to a greater or less degree from that provided by the general law; and thus a want of uniformity of procedure would follow; and this is objectionable.

For these reasons I return this bill without executive approval.

EBENEZER J. ORMSBEE,
Governor

Governor's Veto Sustained
H.219, 1886

The Governor's veto was sustained in the House:
Yeas 1 Nays 149

Sources: Journal of the House, November 22, 1886 (pages 378 and 409)