

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FORTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE.

1869.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 26, 1840, and March 16, 1842.

AUGUSTA:

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1869.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1869.

city council in convention, immediately after their first organization, to elect by ballot a city clerk and all other necessary city officers, who shall hold their offices respectively until others are chosen and qualified in their places.

CHAP. 30.

elect necessary
city officers.
Tenure of office.

SECT. 24. This act shall take effect and be in full force when the same shall have been accepted by the inhabitants of said town qualified to vote in town affairs, at a legal town meeting called for that purpose, at any time after this act shall be approved by the governor; *provided* it shall be accepted within five years from the passage of this act, but not more than one meeting for that purpose shall be called in the same year; and at such meeting the inhabitants of said town shall vote by a written ballot; those in favor of accepting this act having on the ballot the word "yes," and those opposed having on the ballot the word "no"; and if a majority of all the ballots received are in favor of accepting the same, it shall then become a law and take effect. And it shall be the duty of the clerk of said town to file a copy of the record of the vote of said town, accepting the same, with the clerk of the city of Ellsworth, when elected, who shall transcribe such copy into the records of the city, and such records shall be conclusive evidence that this act has been accepted.

When to take
effect.

Proceedings at
meeting for
acceptance of
charter.

SECT. 25. All acts and parts of acts inconsistent with the provisions of this act, are hereby repealed, from and after the time when this act shall have been accepted as aforesaid, and the new system of government organized, as herein provided.

Acts inconsis-
tent herewith,
repealed.

Approved February 8, 1869.

Chapter 30.

An act authorizing the Kennebec Land and Lumber Company to construct and maintain booms in Kennebec river.

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

SECT. 1. That the Kennebec Land and Lumber Company, their associates, successors and assigns, be and they are hereby authorized and empowered to build, construct and maintain a boom, with piers and buoys for the holding and securing the logs, rafts and lumber of said company, from the south line of the mill lot of said company, in the town of Pittston, county of Kennebec, running northerly to the brook on the land of Washington Rawlins, in the town of Chelsea in said county.

Corporate name.

Privileges.

SECT. 2. And for that purpose said Kennebec Land and Lumber Company may take such lands as shall be found necessary, paying the owner or owners a reasonable compensation therefor.

May take land
for corporate
purposes.

CHAP. 31.

Damages for lands taken. County commissioners to decide in cases of disagreement.

Free navigation of river not to be interfered with in construction of boom.

SECT. 3. If said Kennebec Land and Lumber Company shall not be able to agree with the owners of land necessary to be taken and used for the purposes in this act provided for, upon the damages to be paid therefor, the amount so to be paid shall be determined by the county commissioners, in the same manner as in cases for damages for lands taken in laying out highways.

SECT. 4. In constructing and maintaining said boom as herein provided for, said company shall commit no acts in any way to interfere with or obstruct the free navigation of the water of the Kennebec river within the limits aforesaid.

Approved February 8, 1869.

Chapter 31.

An act to prevent the throwing of edgings, &c., into the waters of Pleasant river.

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

Throwing certain refuse lumber in river prohibited.

SECT. 1. It shall be unlawful for any owner or owners of mills at Columbia Falls, in the county of Washington, or any person or persons employed in or about said mills, to cast any edgings or trimmings of deal, boards, laths, shingles, or other lumber, into the waters of Pleasant river, or to so place or pile the same upon the banks of said river that they shall be liable to fall or be washed into said river.

Penalties.

SECT. 2. If any of the persons designated in section one of this act shall violate the provisions of said section, he or they shall be subject to a fine or penalty of not more than twenty nor less than five dollars, upon complaint and conviction before any court of competent jurisdiction.

Damages, how recovered.

SECT. 3. Any person who may suffer damage to his marsh lands, or his grass growing upon said marsh lands, by reason of the violation of the provisions of section one, may recover for said damage by an action on the case of the person or persons so violating said section and causing said damage.

SECT. 4. This act shall take effect when approved.

Approved February 8, 1869.