

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

115

OF THE

FORTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE.

1870.

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

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AUGUSTA:

SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.

1870.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1870.

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CHAP. 439.

Expenditures on improvements, how apportioned.

Lien created on logs and lumber for payment of toll.

Unless paid within a certain time, may sell the same at auction, after notice.

When the rate of toll shall be reduced.

Bills and expenses of company to be kept by treasurer, and audited by land agent.

First meeting, how called.

measure, and upon all logs cut on township number three, range eight, and number four, range eight, seventeen cents per thousand feet, board measure; and all sums expended on said improvements shall be expended as near as practicable in the same proportion as the tolls upon each township herein mentioned. Said toll or tolls to be payable when said logs or the majority of any lot shall arrive in Penobscot boom; and said company shall have a lien on all logs for said toll, which shall continue until the same shall be paid; and in case of non-payment within ten days after arrival in said boom, the treasurer of said company may at any time afterward, by giving ten days notice in any daily newspaper published in Bangor, sell at public auction, either by himself or any acting auctioneer, so many of the logs of any particular mark as will pay the tolls on that mark and all expenses. Such sale shall be valid without first seizing said logs for the purpose, and the purchaser shall be entitled to take the quantity purchased, wherever the same may be found.

SECT. 3. When the costs of all said dams and improvements and all expenses, with twelve per cent. annual interest, is received by said company, said tolls shall be reduced to a sum sufficient to keep said works up and in repair and take care of them.

SECT. 4. The land agent shall be a commissioner to audit the bills and expenses of the company, which shall be kept by the treasurer of the said company, whose decision shall be conclusive as to when the tolls may be reduced under the provisions aforesaid. John A. Peters or J. W. Porter may call the first meeting of said company, by notice in hand or by mail.

SECT. 5. This act shall take effect when approved.

Approved March 7, 1870.

### Chapter 439.

An act authorizing the towns of Dixfield and Mexico to divide their ministerial and school fund.

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

Moneys, notes, bonds and securities, division of, authorized.

SECT. 1. All moneys, notes, bonds, and securities, that have arisen from the sales and leases of the ministerial and school lands, in the towns of Dixfield and Mexico, by virtue of the act passed February twenty-fourth, in the year of our Lord one thousand eight hundred and twenty-three, authorizing the lease and sale of the same, by trustees therein named, may by vote of said towns, in town meetings duly and legally called for the purpose, be divided

between said towns in proportion to the interest of each town in the same, and in such manner as said towns may determine. CHAP. 440.

SECT. 2. Each town is hereby authorized to apply its portion of moneys, notes, bonds and securities, to any legal purpose or purposes as they may by vote determine, and shall have the right to collect the same by action of the case, in the name of the town possessing the same, in any court proper to try the same, after notifying the person or persons owing the same of the aforesaid division, and demanding payment of the same, if then due and payable to the trustees of the ministerial and school fund of said towns. And the said trustees, for the purpose aforesaid, shall cause to be delivered to the said towns the aforesaid moneys, notes, bonds and securities on demand of such person or persons as shall be authorized by said towns to receive the same.

Authorized to apply proceeds to any legal purpose.

Collection of same, how made.

Trustees, duties of.

SECT. 3. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

Acts inconsistent, repealed.

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

Approved March 7, 1870.

### Chapter 440.

An act to authorize the building of a dyke or dam across Dyke Branch stream, in the town of Columbia, county of Washington.

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

SECT. 1. D. M. Nash, J. L. Nash, Abraham Nash, Hannah C. Merritt, M. A. Merritt, P. W. Look, J. C. Coffin and Phebe O. Hill, their heirs and assigns, are hereby authorized and empowered to build and maintain a good and sufficient dyke or dam across Dyke Branch stream, in Columbia, in the county of Washington, on the site of the old dyke below the bridge that crosses said stream.

Authorized to build dyke or dam.

SECT. 2. The persons named in section one may make such by-laws, not repugnant to the laws of the state, as may be necessary to carry out the objects of this act.

By-laws.

SECT. 3. All persons whose land is benefited by said dyke shall pay their proportional part according to the number of acres receiving such benefit.

Expenses, by whom paid.

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

Approved March 7, 1870.