

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTIETH LEGISLATURE,

OF THE

STATE OF MAINE.

1871.

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

AUGUSTA:
SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.
1871.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1871.

lien provided for in this section shall not be deemed waived or ineffectual by the acceptance on the part of said city of any mortgage or other securities contemplated by the provisions of this act or otherwise.

SECT. 13. The city may appoint under this act two directors of said company, who shall be annually chosen by the city council, in joint ballot before the annual meeting of said company for the choice of said officers, who shall have the same authority in transacting the business of said company, and who shall be entitled to like compensation from said company as any other director. But the right to choose such director shall cease when the loan contemplated shall be extinguished.

City may appoint two directors.

SECT. 14. This act shall not take effect or be of any force until the city council of said city, by a concurrent vote of at least two-thirds of the members of each branch of the city council, present and voting, shall submit the same to a vote of the legal voters of the city in ward meetings, and the legal voters of the city in legal ward meetings shall, by a vote of two-thirds of all the votes thrown in the city at such meetings, adopt the same. But if within one year from the approval of this act, said city shall accept said act by such concurrent vote of said city council, and of said legal voters as aforesaid, then said act shall be in force thereafter, and be binding upon said city according to its true tenor and effect, but not otherwise. Said ward meetings shall be called at such time or times as the mayor and aldermen may appoint, and be notified and warned, held, returns made, declared and recorded, agreeably to the provisions of the city charter of said city for calling and holding ward meetings for the choice of city officers, and returns thereof.

Act not to take effect until accepted by legal voters of city.

Ward meetings, how called.

SECT. 15. This act shall take effect when approved.

Approved February 22, 1871.

Chapter 677.

An act to prevent the throwing of slabs and other refuse material into the river St. Croix and its tributaries.

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

SECT. 1. No person or persons shall cast, throw, place or put into the St. Croix river, or into any of its tributaries, any slabs, board or lath edgings, bark, grindings of edgings, wood or lumber, refuse wood or timber, arising from the manufacture of lumber, or waste, including sawdust from shingle manufacturing; nor shall any person or persons place, pile or deposit on the bank of said

Throwing slabs and refuse lumber into St. Croix river and tributaries forbidden.

CHAP. 677. river or its tributaries, any such material or refuse stuff in such negligent or careless manner, that the same shall fall or be washed into said river or its tributaries, or with the intent that the same shall fall or be washed into said river or said tributaries, whereby any one in his mill or other property shall be injuriously affected, or whereby the navigation of said river shall be impeded or injuriously affected, or which shall tend to impede or injuriously affect the navigation of or fill up said river, under a penalty for each offence of not less than ten dollars nor more than fifty dollars.

Penalty.

Recovery of penalties.

SECT. 2. The penalties under the provisions of the foregoing section, may be recovered by complaint or indictment, before any court having jurisdiction in like offences, or by an action of debt with costs of suit by any person who may sue for the same, before any judge of the municipal court of the city of Calais, in the county of Washington, or before any other court of competent jurisdiction in said county of Washington, the fine or penalty to be appropriated one-half to the use of the city of Calais or the town where the offence may have been committed, or the offender prosecuted, and the other half to the complainant; and on failing to pay the fine and costs of prosecution, the offender may be committed to jail as and for a wilful trespass, and under like disabilities, as provided in section fifty of chapter one hundred and thirteen of the revised statutes.

Owners, lessees or agents of mills, liability of, for damages.

SECT. 3. Every owner, lessee or agent of any mill engaged in the manufacture of any description of sawed lumber on said river or its said tributaries, who shall allow any of the said refuse or waste material to be cast, or thrown or washed from any or either of their mills, whereby the said river or its said tributaries, or any individual shall be injuriously affected, are and shall be severally liable for said penalties, whether the act complained of be committed by themselves or those in their employ, or under their control, or those actually engaged in the manufacture of said lumber; and the said owners, lessees and agents subject to said penalties, may have recourse under this act to recover such fines and costs from the party or parties actually committing the offence in the same mode and manner as the penalty is collected of them.

Owners of shingle machines on dam across western branch of St. Croix river not subject to section one of this act.

SECT. 4. Owners of shingle machines on the dam across the western branch of the St. Croix river at Princeton, shall not be subject to the operation of section one, so far as sawdust from shingle machines is concerned.

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

Approved February 22, 1871.