

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE.

1883.

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1883.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1883.

CHAP. 213**Chapter 213.**

An Act for the better preservation of black bass in Pennesseewassee and Hobbs ponds in Norway.

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

Taking of fish in certain waters in Oxford county, restricted.

SECT. 1. All persons are forbidden to fish for, take or kill any kind of fish in Pennesseewassee and Hobbs ponds in the town of Norway, county of Oxford, for the term of five years from the passage of this act, during the months of April, May and June in each year.

Penalty for violation of act.

SECT. 2. Any person violating the provisions of this act shall forfeit five dollars for each offense, and in addition thereto, one dollar for each fish so killed or taken, to be recovered on complaint before any trial justice in said county, one-half to the complainant and one-half to the town of Norway.

Approved February 14, 1883.

Chapter 214.

An Act to incorporate the Penobscot River Dam and Improvement Company.

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

Corporators.

SECT. 1. Eben Webster, John Morrison, J. Fred Webster, Darius Eddy, William H. Strickland, Philo A. Strickland, William T. Pearson, William B. Hayford, Joseph L. Smith, Lysander Strickland, Eben S. Coe, John Cassidy, Charles G. Sterns, Nathan C. Ayer and Joab W. Palmer, their associates and assigns, are hereby created a corporation by the name of the Penobscot River Dam and Improvement Company, with all the powers and privileges of similar corporations.

Corporate name.

Powers and purposes.

SECT. 2. Said corporation may build dams, side dams, piers, booms, remove rocks, and make any other improvements to facilitate log-driving in that part of the main Penobscot river above Greenbush; and said corporation may take land and material necessary to construct their said works and improvements, and said corporation shall pay the proprietors of the land and material so taken such sum for damages as said corporation and said proprietors may agree upon; and if

said corporation and said proprietors cannot agree, the damages shall be ascertained and determined by the county commissioners for the county of Penobscot in the same mode and manner, and under the same conditions and limitations, as is now provided by law in case of damage by laying out of public highways.

CHAP. 214
Damages, how ascertained.

SECT. 3. The said corporation may demand and receive a toll on logs and lumber intended to be driven into the limits of the Penobscot boom, so called, and that may pass over any of the dams or other improvements made by said corporation, as follows: three cents for each thousand feet, board measure, on all logs and lumber that may come down said Penobscot river from above the outlet of the Mattawamkeag river; two cents for each thousand feet, board measure, on all logs and lumber that may come into the said Penobscot river out of said Mattawamkeag river and between said Mattawamkeag river and the outlet of the Piscataquis river; and one-half cent for each thousand feet, board measure, on all logs and lumber that may come out of said Piscataquis river and between said Piscataquis river and the foot of Passadumkeag falls, so called, into said Penobscot river; and said corporation shall have a lien on all such logs and lumber for the payment of said toll, but the logs of each particular mark shall only be holden for the toll of such mark, and if the toll of any particular mark of logs or lumber shall not be paid within twenty days after the logs or lumber of such mark, or a major part thereof, shall have arrived within the limits of said Penobscot boom, then the said corporation may sell at public auction so many feet, board measure, sale scale, of such logs and lumber, as may be necessary to pay such toll and incidental charges; the said corporation first giving more than ten days notice of the time and place of sale, in some newspaper published in the city of Bangor.

Tolls.

Lien for payment of tolls.

Lumber may be sold.

SECT. 4. A separate account shall be kept by the said corporation of its expenditures above the outlet of the Mattawamkeag river, and one cent of the three cents toll shall be expended in constructing works and making improvements above said outlet and paying for them, and when paid for, with ten per cent per annum interest, the said three cents toll is hereby reduced to two cents toll.

Expenditures above Mattawamkeag, how paid.

CHAP. 215

Rate of tolls, how established.

SECT. 5. The owner of any mark of logs or lumber may furnish to the said corporation, on or before the fifteenth day of June next succeeding the lumbering season, the said mark of logs was cut and hauled, the woods scale of such mark of logs, and in case said corporation deem said woods scale is correct, then the toll shall be according to said woods scale; otherwise the toll shall be according to the woods scale, or the boom scale, at the election of the corporation; or the corporation may estimate the quantity, and the toll shall be according to such estimate. The said corporation may, according to their discretion, make a discount for prompt payment of toll, but only in case the woods scale has been furnished to the corporation as aforesaid, by the time aforesaid, and to the satisfaction of the corporation as aforesaid.

May discount for prompt payment of toll.

Cost of works and improvements, how paid.

SECT. 6. The said corporation may construct works and make improvements from time to time and from year to year, according to their discretion, and when the tolls shall have reimbursed the corporation for their expenditures, with ten per cent annual interest, the toll shall cease, and the said works and improvements be free for the use of the public. Nothing in this act shall be construed to authorize said corporation to impair said Penobscot river for the navigation of rafts, or impair the right of individuals or corporations to secure rafts or logs on the shores of said river, as said right has heretofore been used and enjoyed.

Navigation of Penobscot river not to be impaired.

SECT. 7. This act shall take effect when approved.

Approved February 14, 1883.

Chapter 215.

An Act to annex the town of Maysville to the town of Presque Isle.

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

Maysville annexed to Presque Isle.

SECT. 1. The town of Maysville, in Aroostook county, is hereby annexed to and made a part of the town of Presque Isle.

Liabilities to be assumed by Presque Isle.

SECT. 2. All the liabilities of the town of Maysville are hereby assumed by the town of Presque Isle.

Real and personal estate to become property of Presque Isle.

SECT. 3. All the personal and real estate owned by the town of Maysville is hereby conveyed to and becomes the property of the town of Presque Isle.