

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
February 18, 1840, and March 16, 1842.

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AUGUSTA:  
SPRAGUE & SON, PRINTERS TO THE STATE.  
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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1889.

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its directors already passed and performed, in relation to the issuance of its bonds, are hereby made valid.

SECT. 6. Whoever shall wilfully or maliciously injure any of the works of said company, shall be punished by fine not exceeding one thousand dollars, or by imprisonment not exceeding two years, and shall also be liable to said company for three times the actual damage, to be recovered in any proper action.

Penalty for injuring works.

Approved March 1, 1880.

### Chapter 482.

An Act to amend "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:*

SECT. 1. Section two of said original act is hereby amended by adding, after the word "Greenbush," in the fourth line of said act, the following words: 'also in that part of the east branch of the Penobscot river which is between the junction of the east and west branches of the Penobscot river at Medway, and Grand Lake dam,' so that the whole section as amended, shall read as follows:

Sec. 2 of act, amended.

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; also in that part of the east branch of the Penobscot river which is between the junction of the east and west branches of the Penobscot river at Medway and Grand Lake dam; 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.'

May build dams, etc.

—take land and material.

—damages, how determined, in case of disagreement.

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Sec. 3, amended.

SECT. 2. Section three of said original act is amended as follows, by inserting, after the word "river," in the fifteenth line of said section, the words, 'and in addition to the foregoing tolls, for each thousand feet, board measure, on all logs and lumber driven from Grand Lake dam and between Grand Lake dam and the mouth of the Sebois to Medway, four cents; on all logs and lumber that are driven from the mouth of the Sebois and between the mouth of the Sebois and the mouth of Mud brook to Medway, three cents; on all logs and lumber driven from the mouth of Mud brook and between the mouth of Mud brook and the head of Grindstone falls to Medway, two cents; and there shall be no tolls on all logs driven from below the head of Grindstone falls to Medway,' so that said section as amended, shall read as follows:

May establish  
tolls.

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 in addition to the foregoing tolls, for each thousand feet, board measure, on all logs and lumber driven from Grand Lake dam and between Grand Lake dam and the mouth of the Sebois to Medway, four cents; on all logs and lumber that are driven from the mouth of the Sebois and between the mouth of the Sebois and the mouth of Mud brook to Medway, three cents; on all logs and lumber driven from the mouth of Mud brook and between the mouth of Mud brook and the head of Grindstone falls to Medway, two cents; and there shall be no tolls on all logs driven from below the head of Grindstone falls to Medway; and said corporation shall have a lien on all such logs and lumber for the payment of

—lien on logs,  
for payment.

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.'

SECT. 3. Section six of said original act is hereby amended as follows: by adding after the word "public," in the sixth line of said section, the words, 'And Joseph M. Hodgkins and George S. Chalmers, both of Bangor, are hereby appointed auditors, whose duty it shall be to annually audit the books, accounts and expenditures of the said Penobscot River Dam and Improvement Company, to determine when the tolls created and imposed under this act shall cease. And in case of any vacancy in said board of auditors from any reason, said vacancy or vacancies shall be filled by the board of directors of the company. The compensation to the auditors for the services herein provided to be performed shall be paid by the treasurer of the company,' so that the whole section as amended, shall read as follows:

Sec. 6, amended.

'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. And Joseph M. Hodgkins and George S. Chalmers, both of Bangor, are hereby appointed auditors, whose duty it shall be to annually audit books, accounts and expenditures of the said Penobscot River Dam and Improvement Company, to determine when the tolls created and imposed under this act shall cease. And in case of any vacancy in said board of auditors from any reason, said vacancy or vacancies shall be filled by the board of directors of the company. The compensation to the auditors for the services herein provided to be performed, shall be paid by the treasurer of the company. Nothing in this act shall be construed to authorize said cor-

When tolls shall cease.

- shall not impair navigation of river.

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poration 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.'

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

Approved March 1, 1889.

### Chapter 483.

An Act to Incorporate the Frontier Water Company.

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

Corporators.

SECT. 1. Nicholas Fessenden, Henry O. Perry, Jerre F. Hacker, Luther K. Cary, Richard L. Baker, Robert H. Perkins, John B. Trafton, Henry A. Haines, Frank W. Burns, Miles F. Dorsey, John S. Smith, Joseph S. Hall and E. L. Houghton, and such persons as they may associate with themselves in the enterprise, and their successors, are hereby incorporated into a corporation by the name of the Frontier Water Company of Fort Fairfield, Maine, for the purpose of supplying the town and the village of Fort Fairfield with pure water, for industrial, manufacturing, domestic, sanitary and municipal purposes, including extinguishment of fire, and also with light, heat and power by electricity.

Corporate name.

Authorized to take water from Aroostook river.

SECT. 2. Said company, for said purposes, may flow, detain, collect, take, store, use and distribute water from Aroostook river and its tributaries in said town of Fort Fairfield, and may locate, construct and maintain a dam, cribs, reservoirs, locks, gates and sluices, aqueducts, pipes, hydrants and all other necessary structures therefor; provided, that suitable sluices shall be constructed and maintained by said company in said dam, for the passage of rafts, logs and lumber.

shall not obstruct navigation.

Authorized to lay pipes, etc., in highways, under direction of selectmen.

SECT. 3. Said company is hereby authorized to lay, construct and maintain, in, under, through, along and across the highways, ways, streets, railroads and bridges in said town, and to take up, replace and repair, all such sluices, aqueducts, pipes, posts, wires, fixtures, hydrants and structures as may be necessary for the purpose of their corporation, under such reasonable restrictions and conditions as the se-