

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

OF THE

SIXTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE.

1891.

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

AUGUSTA:
BURLEIGH & FLYNT, PRINTERS TO THE STATE.
1891.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1891.

CHAP. 81

shall continue to be owned, held, used and occupied by the United States as a site for a public building and not otherwise.

Compensation, how determined in case of disagreement.

SECT. 2. If compensation for such land is not agreed upon, the estate may be taken for the intended purpose by payment of fair compensation, to be ascertained and determined in the same manner as, and by proceedings similar to those provided for ascertaining damages in locating highways, in chapter eighteen of the revised statutes of Maine.

SECT. 3. This act shall take effect when approved.

Approved February 18, 1891.

Chapter 81.

An Act to incorporate the Salmon Brook Dam Company.

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

Corporators.

SECT. 1. C. A. Gibson, C. C. Prescott, F. M. Sampson, their associates and assigns, are hereby incorporated under the name of the Salmon Brook Dam Company, with all the powers and privileges of similar corporations.

—corporate name.

Authorized to build dams, etc.

SECT. 2. Said corporation is authorized to build dams, side dams, remove rocks and make all other necessary improvements in Salmon stream and its branches situated in the towns of Sebec, Williamsburg and Township number six, range eight, Barnard plantation, in the county of Piscataquis, to facilitate the driving of logs and lumber down the same, and for this purpose the said corporation may take land and materials necessary to build such dams, and make such improvements; and may flow contiguous lands so far as necessary to raise suitable heads of water. And if the parties cannot agree upon the damages, the corporation shall pay the proprietors of the land and materials, so taken, such damages as shall be ascertained and determined by the county commissioners for the county of Piscataquis, in the same manner, and under the same conditions and limitations as are by law provided in the case of damage by laying out public highways. And for the damage occasioned by flowing land, the said corporation shall not be liable to an action at common law, but persons injured may have a remedy by a complaint for flowing, in which the same proceedings shall be had as when a com-

—may take land.

—damages for land, how ascertained, in case of disagreement.

—remedy, for damages for flowage.

plaint is made under a statute of this state for flowing lands, occasioned by raising a head of water for the working of mills.

SECT. 3. The said corporation may demand and receive a toll for the passage of logs over or through their said dams and improvements, of fifty cents per thousand feet, board measure, woods scale. And said corporation shall have a lien upon all logs and lumber which may pass over any of its dams and improvements, for the payment of said tolls; but the logs of each particular mark shall be holden only for the tolls of such mark; and unless such toll is paid within twenty days after such logs or lumber or a major part of the same, shall arrive at the Penobscot boom, or place of manufacture or destination, said corporation may seize said logs and lumber and sell at public auction so many and so much thereof as shall be necessary to pay such tolls, costs and charges. Notice of the time and place of such sale shall be given ten days before such sale, in some newspaper printed in Bangor.

Tolls.

SECT. 4. When said corporation shall have received from tolls its outlay on dams and improvements, and the repairs made up to that time, and eight per cent interest, then the tolls shall be reduced, pro rata, to a sum sufficient to keep the works in repair.

When tolls shall be reduced.

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

Approved February 18, 1891.

Chapter 82.

An Act to supply the City of Auburn with pure water.

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

SECT. 1. The city of Auburn, or the trustee hereinafter provided for, or any corporation of which either may obtain control, as provided in section two, either directly or through ownership of stock, are authorized and empowered to take water from the Androscoggin river, Wilson pond, Taylor pond, and any other pond or spring in the city of Auburn, sufficient for domestic purposes in said city, including a sufficient quantity for extinguishing fires and the supply of hotels, livery stables and laundries, and for sprinkling streets within

City of Auburn, authorized to take water.