

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)

Charles F. Rice
DOCUMENTS

PRINTED BY ORDER OF

THE LEGISLATURE,

OF THE

STATE OF MAINE,

DURING ITS SESSION

A. D. 1840.

AUGUSTA:

WM. R. SMITH & CO., PRINTERS TO THE STATE.

1840.

TWENTIETH LEGISLATURE.

NO. 18.

SENATE.

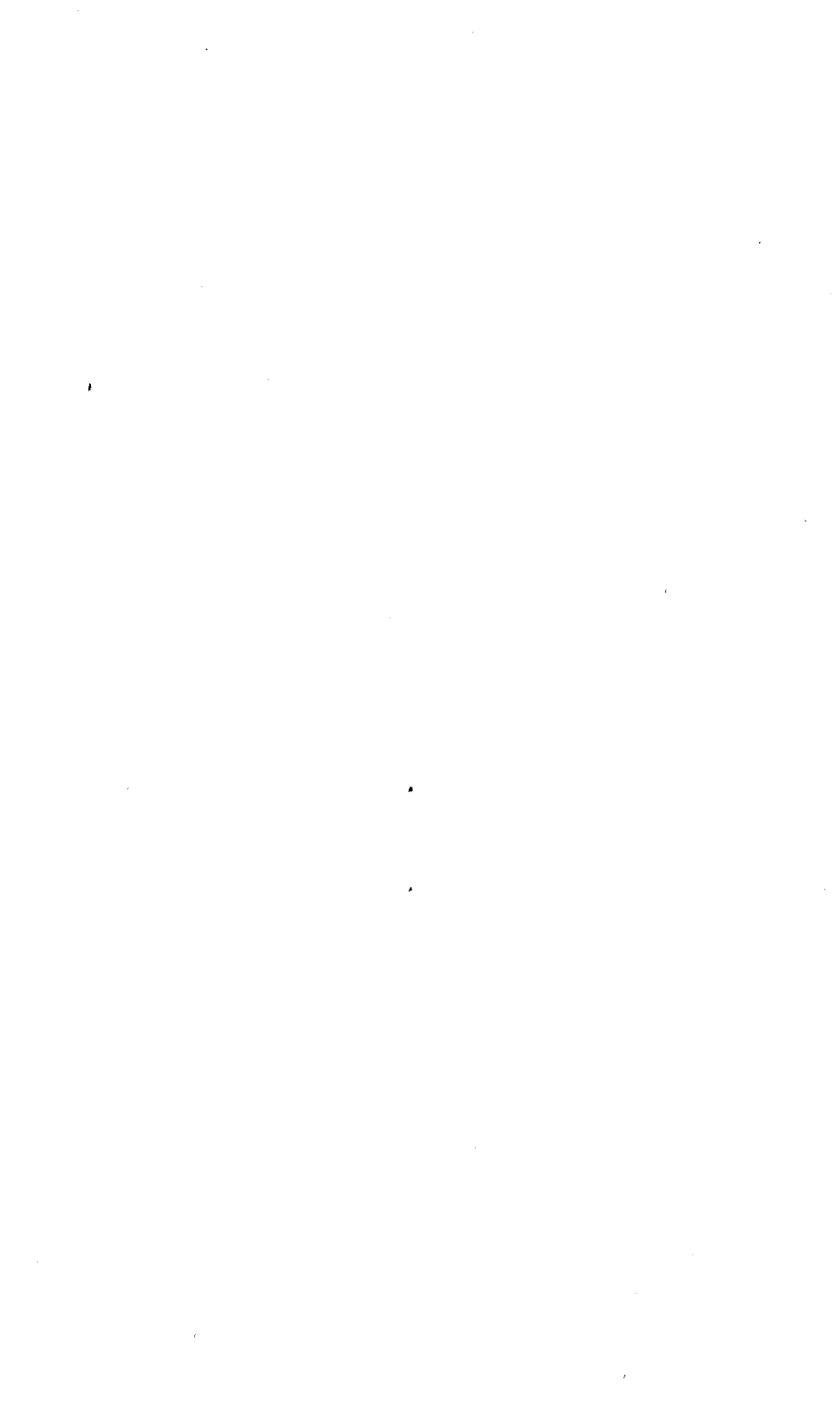
A N A C T

TO INCORPORATE THE

MOOSE HEAD AND WILSON STREAM

CANAL AND SLUCEWAY COMPANY.

[Wm. R. SMITH & Co.....Printers to the State.]



STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED
AND FORTY.

AN ACT to incorporate the Moose Head and
Wilson Stream Canal and Sluiceway Company.

SECT. 1. *Be it enacted by the Senate and*
2 House of Representatives in Legislature as-
3 ssembled, That Amos Davis, William R. Miller,
4 and Samuel Veazie, their associates, successors
5 and assigns, be and they are hereby incorpo-
6 rated and created a body politic by the name of
7 the Moose Head and Wilson Stream Sluiceway
8 Company with all the powers, rights, privileges,
9 immunities and liabilities incident to such cor-
10 porations.

SECT. 2. *Be it further enacted,* That said
2 corporation shall have power to open and con-
3 struct a Sluiceway for the passage of logs and
4 other lumber from Moose Head Lake to the

5 waters of the Wilson Stream, provided said
6 Sluiceway passes through a ledge within forty
7 rods of Moose Head Lake, and the bed of said
8 Sluiceway to be laid with timber where it may
9 be necessary and not to exceed six feet in width
10 generally at its usual water level, and its bed
11 where it commences at the Lake not to be lower
12 than the level of the low water in the Lake at
13 the average low water. The said Sluiceway
14 to have a strong and permanent bulk head and
15 gate at its commencement on the Lake, which
16 gate shall not be opened except when necessary
17 for the passage of logs and timber and to be
18 so constructed as to prevent the passage of water
19 when shut. And the said Corporation may
20 take and use any lands along the course of said
21 Sluiceway not exceeding two rods in width
22 except where a greater width may be necessary
23 for excavation or embankment, paying the own-
24 ers thereof a just compensation for all damages
25 arising therefrom.

SECT. 3. *Be it further enacted,* That if any
2 person shall suffer damages by the exercise
3 of the powers granted by this Act; and the

4 parties are unable to agree upon the same he or
5 they may apply for remedy to the District
6 Court of the County of Piscataquis, which
7 Court shall cause said damages to be ascertained
8 by three discreet disinterested freeholders of
9 said County; and either party aggrieved by the
10 judgment of said Court may appeal to the
11 Supreme Judicial Court.

SECT. 4. *Be it further enacted,* That if any
2 person shall willfully or mischievously take up,
3 remove, injure or destroy any part of said Sluice-
4 way or other work appertaining thereto or ob-
5 struct the waters thereof, he or they shall forfeit
6 and pay to the said Corporation treble the
7 amount of damages to be recovered in any
8 Court of competent jurisdiction, and shall also
9 be liable to indictment for such offence.

SECT. 5. *Be it further enacted,* That a toll
2 be and hereby is granted for the use and benefit
3 of said Corporation according to the following
4 rates, viz: fifty cents per thousand feet board
5 measure for all logs and other lumber which
6 may pass through said Sluiceway and said Cor-
7 poration shall have a lien upon all logs and other

8 lumber which may pass through said Sluiceway
9 for the payment of the tolls due and payable
10 thereon according to the rates aforesaid.

SECT. 6. *Be it further enacted,* That in
2 case of deficiency of corporate property or estate
3 the private property of the stockholders shall be
4 liable for the debts and liabilities of the Corpo-
5 ration contracted during the time he or they held
6 such stock, which liability shall continue for one
7 year after the transfer of said stock.

SECT. 7. *Be it further enacted,* That said
2 Corporation may take, hold and convey any
3 estate, real or personal, necessary to carry into
4 effect the purposes of this Act, not to exceed
5 in value the sum of twenty-five thousand dol-
6 lars. And this Act shall continue in force for
7 the term of twenty years from the time said
8 Sluiceway may be completed, which shall be
9 within five years. And this Act shall be liable
10 to be at any time amended or altered at the
11 pleasure of the Legislature.

STATE OF MAINE.

IN SENATE, Feb. 20, 1840.

This Bill was read once, and
ORDERED, That 300 copies of the same be printed for the use
of the Legislature.

[Extract from the Journal.]

Attest: WILLIAM TRAFTON, Secretary.