

MAINE STATE LEGISLATURE

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FORTY-NINTH LEGISLATURE.

HOUSE.

No. 45.

STATE OF MAINE.

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

AN ACT to promote the improvement of the navigation
of the Kennebec river.

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

SECTION 1. Joseph Clark, junior, is hereby author-
2 ized to improve the navigation of the Kennebec river
3 above Caratunk falls ; and for this purpose, is author-
4 ized to deepen the channel thereof, to cut down and
5 remove any gravel or ledge bars, or rocks, or other
6 obstructions in the bed thereof ; to erect in the bed
7 and upon the shores or banks of said river, suitable
8 dams and locks, with booms, piers, abutments, break-
9 waters and other erections, to protect the same.

SECT. 2. He is authorized to take and hold so much
2 land along the banks and shores of said river, or in

3 the bed thereof, as may be necessary for the location,
4 construction and repair of his aforesaid improvements,
5 and to take and use the gravel, stone and earth upon
6 the lands so taken ; and the damages for the real
7 estate so taken, when not agreed upon by the parties,
8 shall be ascertained and determined by the county
9 commissioners of the county of Somerset, under the
10 same limitations and restrictions as are by law provided
11 in case of damages in laying out highways ; and the
12 damage created by any dam erected for the above
13 specified purpose, shall be ascertained and determined
14 in the same manner as is provided in the one hundred
15 and twenty-sixth chapter of the revised statutes for
16 flowage created by mill dams ; *provided* that no claim
17 for damages shall be sustained, unless made and prose-
18 cuted within two years from the time of the alleged
19 injury.

SECT. 3. The above grant is upon the condition, that
2 the said Joseph Clark, junior, shall, within five years
3 from the date hereof, improve the navigation of said
4 river from Caratunk falls to the Forks, and shall build
5 and run over said route a steamboat.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES, }
February 16, 1870. }

Read twice, and on motion of Mr. BAKER of Augusta, it was
ordered printed.

S. J. CHADBOURNE, *Clerk.*