

MAINE STATE LEGISLATURE

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FORTY-NINTH LEGISLATURE.

SENATE.

No. 39.

STATE OF MAINE.

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

AN ACT to incorporate the Ship Pond Stream Navigation Company.

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

SECTION 1. William H. Smith, Joseph L. Smith, 2 George M. Weston, Dudley F. Leavitt, Eben S. Coe, 3 and Abraham Sanborn, their associates, successors 4 and assigns, are hereby constituted a body politic and 5 corporate, by the name of the Ship Pond Stream Navi- 6 gation Company, with all the privileges, powers and 7 liabilities of similar corporations.

SECT. 2. Said company are authorized to improve 2 the navigation of Ship Pond stream in Piscataquis 3 county, by deepening the channel, removing obstruc-

4 tions, erecting piers and dams and making locks for
5 the purpose of boat navigation, and for that purpose
6 to do whatever may be necessary in and upon said
7 waters and the bed, shores and banks of same to
8 accomplish said object.

SECT. 3. The capital stock of said company shall
2 be ten thousand dollars.

SECT. 4. Said company may demand and receive
2 tolls on all cargoes and merchandise not exceeding
3 fifty cents per ton transported in boats on and over
4 said waters until said company shall be reimbursed for
5 the cost of their expenditures, and interest at the rate
6 of ten per cent. per annum, and after that only suffi-
7 cient tolls to pay the expenses of repairs on their
8 works shall be collected or demanded.

SECT. 5. Said company shall not charge tolls on
2 logs driven on said stream, nor obstruct by their works
3 the driving of logs on the same.

SECT. 6. Said company may take such land as may
2 be necessary for their purposes as herein authorized,
3 under the same provisions, conditions, restrictions, and
4 with the same remedies to the owners thereof as rail-
5 road corporations are authorized to take real estate, as
6 provided in chapter fifty-one of the revised statutes
7 and acts additional and amendatory thereto.

AMENDMENTS.

—
“ A. ”

Insert in the first section, after the words “ Abraham
2 Sanborn ” the words George K. Jewett, Jeremiah
3 Fenno, George R. Smith, David Dole and Hiram H.
4 Fogg.

“ B. ”

In lieu of the present fourth section, insert the follow-
ing :

SECT. 4. Upon all cargoes and merchandise trans-
2 ported in boats on and over said waters, the said com-
3 pany may receive such tolls as the legislature may
4 hereafter grant and authorize.

“ C. ”

Strike out the sixth section and insert the following :

SECT. 6. Said company may take such land as may
2 be necessary for their purposes, as herein authorized,
3 upon payment to the owners thereof of the value of
4 the same, to be assessed by the county commissioners
5 of Piscataquis county after such notice to the parties
6 as they may judge reasonable ; and either party ag-
7 grieved by such assessment of said county commis-

8 sioners may appeal to a jury, as is provided in the
9 case of parties aggrieved by the assessment of county
10 commissioners of the damages for the taking of lands
11 for county roads ; *provided* that if any dam is erected
12 under the authority of this act upon the property of
13 others, the water raised by such dam shall be used by
14 said company only for the purpose of locking boats.

STATE OF MAINE.

IN SENATE, February 25, 1870.

Mr. MAYO of Piscataquis, proposed amendments marked "A," "B" and "C," and on his motion the bill was laid on the table and ordered to be printed, with the amendments.

SAMUEL W. LANE, *Secretary*.