

MAINE STATE LEGISLATURE

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FORTY-NINTH LEGISLATURE.

SENATE.

No. 55.

STATE OF MAINE.

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

AN ACT to incorporate the North Piscataquis Dam Company.

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

SECTION 1. John H. Eveleth, John H. Rice, George
2 M. Weston, Dudley F. Leavitt, John Appleton, Andrew
3 Wiggin, R. D. Gilman and Paul S. Merrill, their asso-
4 ciates, successors and assigns, are constituted a body
5 politic and corporate by the name of the North Piscata-
6 quis Dam Company, with all the privileges, powers
7 and liabilities of similar corporations.

SECT. 2. Said company are authorized to improve
2 the navigation of the north branch of the Piscataquis
3 river, by deepening the channels, removing obstruc-
4 tions, erecting booms and piers, and building dams

5 necessary for the purpose of facilitating the driving of
6 logs and timber, and for that purpose to do whatever
7 may be necessary in and upon said waters and the
8 bed, shores and banks thereof to accomplish the object
9 aforesaid, but shall be liable for all timber cut for
10 dams, sluices, piers and other erections, and for all
11 damages for flowage caused by their dams, to be recov-
12 ered by an action on the case, brought by any party
13 whose timber may have been taken, or whose lands
14 may have been flowed.

SECT. 3. Said company may demand and receive a
2 toll of fifty cents per thousand feet, woods scale, for
3 all pine logs, and twenty-five cents per thousand feet,
4 woods scale, for all all other kinds of timber or lumber
5 which may be landed and driven from the said stream,
6 excepting from tolls all pine logs and other kinds of
7 timber or lumber that may be cut on the southeast
8 division of lots in Shirley and landed on said stream
9 at any point south of the north line of Buck's basin,
10 and shall have a lien on all said logs and timber for
11 the payment of said toll. And if said toll is not paid
12 on or before the expiration of three months after said
13 logs and timber are driven as aforesaid, then the com-
14 pany may take and sell enough of said logs and timber
15 to pay such tolls and necessary charges; notice in
16 writing of such sale to be given to the owners of such

17 logs and timber, if known, and of the time and place
18 thereof, seven days at least before the day of sale,
19 such notice to be also published in one of the Bangor
20 daily papers at least seven days before the day of sale,
21 any surplus in such case to be paid to the owner, when
22 ascertained.

SECT. 4. The company shall in December of each
2 year, file with the clerk of the courts for Piscataquis
3 county, a summary statement of their expenditures
4 and receipts for the year ending on the first day of
5 such December, and when the cost of the works, super-
6 intence, repairs, and annual interest at the rate of
7 ten per centum, shall have been reimbursed by tolls,
8 the county commissioners of Piscataquis county shall
9 have authority to reduce the tolls, to such rates as will
10 only reimburse the cost of annual repairs thereafter-
11 wards.

SECT. 5. Either of the corporators may give notice
2 of the first meeting and the time and place of its being
3 held, by giving a written notice to each, or by pub-
4 lishing a notice in a Bangor daily paper at least seven
5 days before the day of meeting.

SECT. 6. No water shall be held back by any dams
2 which may be built under the authority of this act,
3 except for the purpose of driving logs down said north
4 branch of the Piscataquis river, and the natural flow

5 of the water shall not be interrupted after the driving
6 of logs down said branch is completed.

STATE OF MAINE.

IN SENATE, March 9, 1870.

Reported from the Committee on Interior Waters, by Mr. TAL-
BOT of Washington, and on motion of Mr. MAYO, laid on the
table and ordered to be printed.

SAMUEL W. LANE, *Secretary.*