

MAINE STATE LEGISLATURE

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Sixty - Third Legislature.

HOUSE.

No. 24.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND
EIGHTY-SEVEN.

AN ACT to incorporate the Penobscot Lake Dam
Company.

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

SECTION 1. William H. Maling, Josiah W. Bod-
2 well, their associates and assigns, be, and they are
3 hereby created a body politic and corporate by the
4 name of the Penobscot Lake Dam Company, with
5 all the powers rights and privileges of similar cor-
6 porations.

SECT. 2. Said corporation may erect and main-
2 tain a dam or dams, with side booms and sluices,
3 on the outlet of Penobscot Lake, near the foot of
4 Penobscot Lake in township number four, range

5 five, N. B. K. P. in Somerset County, to facilitate
6 the driving of logs and lumber down from said
7 lake and the brook leading down therefrom; and
8 said corporation may remove rocks, excavate
9 ledges, build dams and side dams, and make other
10 improvements for said purpose, on said brook and
11 its tributaries below said lake and dam, as far as
12 Canada Falls; and said corporation may erect and
13 maintain a dam or dams, with side booms and
14 sluices, on the outlet of Dole Brook Pond and
15 Long Pond for the aforesaid purpose, and improve
16 the navigation of Dole Brook Stream and Long
17 Pond Stream by removing rocks, excavating
18 ledges, and building dams and side dams thereon,
19 and their tributaries; and may take land and ma-
20 terials for building said dams, and making said im-
21 provements, and flow contiguous lands so far as
22 necessary to raise suitable heads of water. And
23 if the parties owning said land and materials can-
24 not agree upon the damages therefor, then said
25 damages shall be estimated by the County Com-
26 missioners for the county of Somerset, as provided
27 by law in case of taking lands for public highways;
28 and for the damage occasioned by flowing land, the
29 said corporation shall not be liable to an action at
30 common law, but the person injured may have a

31 remedy by complaint for flowing in the manner
32 provided by chapter ninety-two of the Revised
33 Statutes.

SECT. 3. The said corporation may demand and
2 receive a toll for the passage of logs over their
3 said dams and improvements between Penobscot
4 Lake and the Gulch below on Penobscot Brook,
5 so called, of thirty-five cents, for each thousand
6 feet, board measure, woods scale, and may demand
7 and receive a toll for the passage of logs over their
8 said dams and improvements between Dole Brook
9 Pond and the mouth of Dole Brook Stream, and
10 between Long Pond and the mouth of Long Pond
11 Stream, of fifteen cents for each thousand feet,
12 board measure, woods scale, and said corporation
13 shall have a lien upon all logs which may pass over
14 any of its dams and improvements for the payment
15 of said tolls, but the logs of each particular mark
16 shall be holden only for the tolls of such mark, and
17 unless such toll is paid within twenty days, after
18 such logs, or a major part of them, shall arrive at
19 the Penobscot boom, or place of manufacture, said
20 corporation may seize said logs, and sell at public
21 auction so many thereof as shall be necessary to
22 pay such toll and costs and charges, notice of the
23 time and place of such sale, ten days before such

24 sale, being first given, in some newspaper printed
25 at Bangor; and when said corporation shall, from
26 tolls, be reimbursed for its expenditures, and eight
27 per cent interest thereon, the tolls shall cease.

SECT. 4. No tolls shall be demanded or collected
2 on any logs cut on Hammond township, number
3 three range four N. B. K. P. and landed on Pen-
4 obscot Brook aforesaid at points where landed and
5 driven heretofore.

SECT. 5. This act shall take effect when ap-
2 proved.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
January 21, 1887. }

Reported from Committee on Interior Waters by Mr. HODGKINS, and,
on motion of Mr. ENGEL of Bangor, tabled and ordered printed.

NICHOLAS FESSENDEN, Clerk.