

# MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE,

DURING THE SESSION

A. D. 1891.



AUGUSTA:  
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1892.

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# Sixty-Fifth Legislature.

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SENATE.

No. 53.

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## STATE OF MAINE.

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

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AN ACT to incorporate the Salmon Brook Dam  
Company.

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

SECTION 1. C. A. Gibson, C. C. Prescott, F. M.  
2 Sampson their associates and assigns, are hereby  
3 incorporated under the name of the Salmon Brook  
4 Dam Company, with all the powers and privileges  
5 of similar corporations.

SECT. 2. Said corporation is authorized to build  
2 dams, side dams, remove rocks and make all other  
3 necessary improvements in Salmon stream and its

4 branches situated in the towns of Lubec, Williams-  
5 burg and Township N—6 R. 8, (Barnard Planta-  
6 tion) in the county of Piscataquis, to facilitate the  
7 driving of logs and lumber down the same, and  
8 for this purpose the said corporation may take land  
9 and materials necessary to build such dams, and  
10 make such improvements, and may flow contiguous  
11 lands so far as necessary to raise suitable heads of  
12 water. And if the parties cannot agree upon the  
13 damages, the corporation shall pay the proprietors  
14 of the land and materials so taken, such damages  
15 as shall be ascertained and determined by the  
16 County Commissioners for the county of Piscata-  
17 quis, in the same manner, and under the same con-  
18 ditions and limitations as are by law provided in  
19 the case of damage by laying out public highways.  
20 And for the damage occasioned by flowing land,  
21 the said corporation shall not be liable to an action  
22 at common law, but persons injured may have a  
23 remedy by a complaint for flowing, in which the  
24 same proceedings shall be had as when a complaint  
25 is made under a statute of this State for flowing  
26 lands, occasioned by raising a head of water for  
27 the working of mills.

SECT. 3. The said corporation may demand and  
receive a toll for the passage of logs over or

3 through their said dams and improvements of fifty  
4 cents per M feet, board measure, woods scale.  
5 And said corporation shall have a lien upon all  
6 logs and lumber which may pass over any of its  
7 dams and improvements, for the payment of said  
8 tolls; but the logs of each particular mark shall  
9 be holden only for the tolls of such mark; and  
10 unless such toll is paid within twenty days after  
11 such logs or lumber, or a major part of the same,  
12 shall arrive at the Penobscot Boom, or place of  
13 manufacture or destination, said corporation may  
14 seize said logs and lumber and sell at public  
15 auction so many and so much thereof as shall be  
16 necessary to pay such tolls, costs and charges.  
17 Notice of the time and place of such sale shall be  
18 given ten days before such sale, in some news-  
19 paper printed in Bangor.

SECT. 4. When said corporation shall have re-  
2 ceived from tolls its outlay on dams and improve-  
3 ments, and the repairs made up to that time, and  
4 eight per cent interest, then the tolls shall be  
5 reduced, pro rata, to a sum sufficient to keep the  
6 works in repair.

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

STATE OF MAINE.

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IN SENATE, February 9, 1891.

Reported by Mr. THATCHER from Committee on Interior Waters, and  
laid on table to be printed under joint rules.

KENDALL M. DUNBAR, *Secretary.*