

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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# Seventieth Legislature.

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HOUSE.

No. 244

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND ONE.

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AN ACT to authorize the erection and maintenance of dams, side dams, piers and booms in Sandy Stream, Gilman Pond and Gilman Stream in the Plantations of Highland and Lexington and the town of New Portland in the County of Somerset and State of Maine, and to make improvements in said streams and pond.

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

Section 1. Joseph C. Viles and James W. Perkins, their associates, successors and assigns are hereby authorized and empowered to locate, erect and maintain in Sandy stream on land now owned by Bartlett and Plummer in Highland Plan-

5 tation in the county of Somerset and state of Maine, and not  
6 more than one mile below the forks of said Sandy stream,  
7 a dam with which to raise a head of water to facilitate the  
8 driving of logs, pulp wood and other lumber down said  
9 stream; and to build side dams, piers, rack booms, remove  
10 rocks and make other improvements on said Sandy stream  
11 and its tributaries above Gilman pond in Lexington Planta-  
12 tion in said county of Somerset, to facilitate the driving of  
13 logs, pulp wood and other lumber down the same.

Sect. 2. Said Joseph C. Viles and James W. Perkins, their  
2 associates, successors and assigns are also hereby authorized  
3 and empowered to locate, erect and maintain in Gilman pond  
4 in Lexington Plantation and in the town of New Portland  
5 piers and booms to facilitate the driving of logs, pulp wood  
6 and other lumber across said Gilman pond; also to erect and  
7 maintain across Gilman stream in said town of New Portland  
8 a rack boom within one mile of the Carrabasset river, so  
9 called, and between land of William Parsons, for the purpose  
10 of holding pulp wood in said Gilman stream. Said rack boom  
11 to be so constructed as to provide prompt and convenient  
12 passage of all logs, pulp wood and other lumber that may  
13 come within the same without unreasonable or unnecessary  
14 delay.

Sect. 3. Said Joseph C. Viles and James W. Perkins, their  
2 associates, successors and assigns are also authorized and  
3 empowered to take lands and materials necessary to build  
4 such dams, booms and make such improvements, and may  
5 flow continuous lands so far as necessary to raise suitable  
6 heads of water, to attach their booms and piers to land adja-  
7 cent to said streams and pond, and may with their agents,  
8 servants and teams pass and repass over and along said  
9 shores and to and from the same over the land of other per-  
10 sons for the purpose aforesaid and for managing said dams,

11 piers and booms, making compensation therefor as provided  
12 in case of damages for lands taken in laying out highways.

Sect. 4. The said Joseph C. Viles and James W. Perkins,  
2 their associates, successors and assigns, may demand and re-  
3 ceive a toll for the passage of logs, pulp wood and other  
4 lumber over their said dam, near the forks of said Sandy  
5 stream, and on all logs, pulp wood and other lumber landed  
6 in said Sandy stream below said dam and above the north  
7 line of Lexington Plantation, of ten cents per cord for each  
8 cord of pulp wood, and fifty cents per thousand feet for logs  
9 and other lumber, at the same scale adopted by the Dead  
10 River Log Driving Company, and said Joseph C. Viles and  
11 James W. Perkins, their associates, successors and assigns  
12 shall have a lien on all logs, pulp wood and other lumber that  
13 may pass over said dam and improvements and on said  
14 stream below said dam and above the north line of said Lex-  
15 ington Plantation for the payment of said tolls, but the logs  
16 and pulp wood of each particular mark shall be holden for  
17 the tolls of such mark and unless such toll is paid within  
18 thirty days after said logs, or the major part of them shall  
19 have arrived at Gilman pond, said Joseph C. Viles and James  
20 W. Perkins, their associates, successors and assigns may  
21 seize said logs and sell at public auction so many thereof as  
22 shall be necessary to pay said toll and costs and charges;  
23 notice of the time and place of sale ten days before said sale  
24 being first given in some newspaper printed in Somerset  
25 county.

Sect. 5. When said Joseph C. Viles and James W. Perkins,  
2 their associates, successors and assigns, have received from  
3 tolls their outlay on dams, improvements and repairs made  
4 up to that time and six per cent interest thereon, then the toll  
5 shall be reduced to a sum sufficient to keep the works in  
6 repair. The chairman of the county commissioners of Som-

7 reset county for the time being, is appointed to audit the ac-  
8 counts and determine the cost of said dams, improvements  
9 and repairs.

Sect. 6. The costs of dams and improvements already  
2 erected upon said stream by Joseph C. Viles and James W.  
3 Perkins in eighteen hundred and ninety-nine and nineteen  
4 hundred, shall be included in the cost of improvements  
5 designated in this act.

Sect. 7. This act shall take effect when approved.

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STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES,

AUGUSTA, February 27, 1901.

Reported by Mr. SHAW of Bath, from Committee on Interior  
Waters, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*