

MAINE STATE LEGISLATURE

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SEVENTY-SECOND LEGISLATURE

HOUSE.

No. 173

STATE OF MAINE.

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

AN ACT authorizing the Ashland Company to erect dams and make improvements on the tributaries of the Upper Aroostook river in the county of Aroostook.

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

Section 1. The Ashland Company, a corporation existing
2 under the laws of Maine, its successors and assigns, are
3 hereby authorized and empowered to build the following
4 dams in the county of Aroostook: First, a dam at or near
5 the foot of Mooseleuk lake, in township Number Ten, Range
6 Nine; second, a dam at or near the foot of Munsungun lake
7 in township Nine, Range Ten; third, a dam at or near the
8 foot of Millinocket lake in townships Eight, Range Nine,
9 and Seven, Range Nine, or either of them; fourth, a dam
10 near the foot of Millimigassett lake in township Number
11 Seven, Range Eight; and to build such side dams and piers,
12 and to remove rocks and make all other improvements in the

13 streams on which said main dams shall be built as may be
14 necessary or convenient to facilitate the driving of logs and
15 lumber into and down the Aroostook river to places of manu-
16 facture, with the right of storing water in said dams for any
17 public purpose. And for said purposes said company is
18 hereby authorized and empowered to take land and material
19 necessary to build said dams and piers and make such
20 improvements, and may flow contiguous lands so far as
21 necessary to raise suitable heads of water. And in case said
22 company cannot agree with the owner or owners as to the
23 amount of damages, either for lands and materials so taken,
24 or for damage occasioned by flowing land, such damages
25 shall be determined by the county commissioners of the
26 county of Aroostook in the same manner as damages are
27 assessed for the location and laying out of highways, as pro-
28 vided in chapter twenty-three of the Revised Statutes, as the
29 same may be amended.

Sect. 2. Said company may demand and receive a toll for
2 the passage of logs over any one of said main dams of fifteen
3 cents per thousand feet, board measure, wood scale, and said
4 company shall have a lien upon all logs which may pass over
5 its said dams for the payment of said tolls, but the logs of
6 each particular mark shall be holden only for the unpaid tolls
7 of such mark, and unless such tolls shall be paid said com-
8 pany may seize said logs at any time before they shall arrive
9 at the easterly line of the State of Maine separating said
10 State from the Province of New Brunswick and sell at public
11 auction so many thereof as shall be necessary to pay said
12 tolls, costs and charges. Notice of the time and place of
13 such sale shall be given ten days before said sale in some
14 newspaper printed in the county of Aroostook.

Sect. 3. When said company shall from tolls be reimbursed
2 for its expenditures for the dams and improvements author-
3 ized by this act, and six per cent annual interest upon all such

4 amounts expended, all tolls shall cease; and said company
5 shall keep an accurate account of all its receipts and expendi-
6 tures relative to the improvements of said river authorized
7 by this act, which shall at all times be open to the inspection
8 of all persons interested.

Sect. 4. The said Ashland Company, having received an
2 assignment from the Ashland Manufacturing Company of
3 the rights and powers conferred upon the Ashland Manu-
4 facturing Company by chapter three hundred and fifty-four
5 of the Private and Special Laws of the year 1897, and of the
6 dams and improvements created under such power and
7 authority, is hereby confirmed in the ownership and posses-
8 sion of the same and shall have and enjoy the rights and
9 powers which were granted in and by said chapter three hun-
10 dred and fifty-four of the Private and Special Laws of the
11 year 1897 to said Ashland Manufacturing Company and
12 which were by said Ashland Manufacturing Company
13 assigned to said Ashland Company.

Sect. 5. This act shall take effect when approved.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES,
Augusta, February 16, 1905.

Reported by Mr. HIGGINS from Committee on Judiciary and ordered
printed and recommitted to the Judiciary Committee.

E. M. THOMPSON, *Clerk.*