

MAINE STATE LEGISLATURE

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SEVENTY-THIRD LEGISLATURE

HOUSE.

No. 201

STATE OF MAINE.

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

AN ACT to incorporate the Carrabassett Dam Company.

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

Section 1. Edward Payson Viles, Samuel W. Philbrick,
2 Byron Boyd, A. Ledyard Smith and Forrest Goodwin, their
3 associates, successors and assigns, are hereby incorporated
4 under the name of the Carrabassett Dam Company, with the
5 powers and privileges of similar corporations.

Sect. 2. Said company is hereby authorized to erect and
2 maintain, on the Carrabassett river and the tributaries flow-
3 ing into said river, above the forks of said Carrabassett river
4 in the town of New Portland, in the townships of Mount
5 Abraham, Crockertown, Treadwell plantation, and the town
6 of Kingfield, dams, side dams and piers, and to remove rocks
7 and trees, and to excavate ledges, and to widen, deepen, and

8 otherwise improve said Carrabassett river, from the Kenne-
9 bec river to the head waters of the said Carrabassett river,
10 and upon its tributaries, for the purpose of raising a head of
11 water to make such river and its tributaries floatable, and to
12 facilitate the driving of logs, lumber and pulp wood down
13 the same.

Sect. 3. Said company, for the above purposes, may take
2 all necessary land and materials for buildings said dams and
3 piers, and making said improvements, and may flow con-
4 tiguous lands so far as necessary to raise suitable heads of
5 water; and if the parties cannot agree upon the damages,
6 which the corporation shall pay the proprietors for the land
7 and materials so taken, said damages shall be ascertained
8 and determined by the county commissioners of the county
9 of Somerset, in the same manner and under the same condi-
10 tions and limitations as provided by law in case of damage
11 by laying out of highways; and for the damage occasioned
12 by flowing land, said company shall not be liable to an action
13 at common law, but the person injured may have a remedy
14 by complaint for flowage, in which case the same proceed-
15 ings shall be had as when a complaint is made under the
16 statutes of this state for flowing land, occasioned by raising
17 a head of water for the working of mills.

Sect. 4. Said company may demand and receive as tolls,
2 the following sums: for all logs and lumber landed in said
3 Carrabassett River or tributaries, from Mount Abraham
4 township and Crockertown township, forty cents per thous-

5 and, and for all pulp-wood, twenty cents per cord, for all
6 logs and lumber landed in said Carrabassett River or its
7 tributaries, from Treadwell Plantation and the town of
8 Kingsfield, thirty cents per thousand, and for all pulp-wood
9 fifteen cents per cord; for all logs and lumber landed in said
10 Carrabassett River between Kingsfield and the forks of said
11 Carrabassett River in New Portland, ten cents per thousand,
12 and for all pulp-wood five cents per cord. The said com-
13 pany shall not charge anything for tolls from the forks of
14 the Carrabassett River in New Portland, to the Kennebec
15 river; all the above tolls to be reckoned at the survey or
16 scale adopted by the Kennebec Log Driving Company.
17 Said company shall have a lien upon all logs, lumber and
18 pulp-wood which may pass over any of its dams and
19 improvement, until the full amount of tolls is paid; but
20 the logs of each particular mark shall only be holden to pay
21 the tolls of each mark, and the wood shall only be holden to
22 pay the toll of such wood; and if said toll is not paid within
23 thirty days after said logs, lumber or pulp-wood, or the
24 major part thereof, shall have arrived within the limits of
25 25 town of the Anson, said Carrabassett Dam Company
26 may seize, hold, and sell at public auction, such parts of said
27 logs, lumber or pulp-wood as shall be necessary to pay such
28 tolls, with all incidental costs and charges thereon, after ten
29 days notice in writing of the time and place of said sale,
30 given to the owner of such logs, lumber or pulp-wood.

Sect. 5. When said corporation shall have received from
2 tolls, its outlay on dams, improvements and repairs, made up

3 to that time, with six per cent interest thereon, including all
4 damages paid for flowage or otherwise, then the tolls shall
5 be reduced to a sum sufficient to keep the works in repair;
6 and if, from time to time thereafter, it shall be necessary to
7 build additional dams and improvements necessary to carry
8 out the purposes of this charter, said company may, but in
9 no case exceed the limits hereinbefore specified, increase the
10 tolls to an maintain them at a sum sufficient to pay for such
11 outlays with six per cent interest thereon; the treasurer of
12 the Kennebec Log Driving Company, for the time being, is
13 appointed to audit the accounts and determine the costs of
14 the dam, improvements and repairs.

Sect. 6. Said company may issue its capital stock to an
2 amount not exceeding twenty thousand dollars, to be divided
3 into chares of one hundred dollars each.

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

STATE OF MAINE.

HOUSE OF REPRESENTATIVES,

Augusta, February 15, 1907.

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

E. M. THOMPSON, *Clerk.*