

MAINE STATE LEGISLATURE

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SEVENTY-SIXTH LEGISLATURE

SENATE

NO. 342

In Senate, Feb. 19, 1913.

*Reported by Senator Colby from Committee on Interior
Waters, and ordered printed.*

W. E. LAWRY, Secretary.

STATE OF MAINE

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

AN ACT to authorize the construction and maintenance of a
dam and other structures in the River St. Francis.

Be it enacted by the People of the State of Maine, as follows:

Section 1. James Crawford, Robert England and F. G.
2 Quincy, their associates, successors and assigns are hereby
3 authorized and empowered to locate, erect, maintain and
4 operate a dam, with the right of flowage in the St. Francis
5 river, below and near the mouth of Blue river in Township
6 No. 20, Ranges 11 and 12, in the county of Aroostook and
7 state of Maine, from any point along the bank or shore of
8 said river to the boundary line in said river betwixt the
9 United States and Canada, and to connect said dam with a

10 dam that may be under legal authority built on the opposite
11 shore of said river, in the province of Quebec in the Do-
12 minion of Canada, and to build, maintain and operate side
13 dams, wing dams, sluices, conduits, booms, side booms, sheer
14 booms, piers, piles, wharves, slips, buildings and other
15 works, within the state of Maine, between said dam and
16 the foot of the island opposite the mouth of Blue river.

Said dam shall be constructed and maintained in such
18 manner as will permit of the safe and convenient passage
19 of rafts, logs and lumber, and there shall be built and main-
20 tained in said dam such fish ways and of such designs as
21 may be prescribed by law.

Sect. 2. Said James Crawford, Robert England and F. G.
2 Quincy, their associates, successors and assigns, are also
3 authorized and empowered to purchase or to take lands
4 and materials necessary to build such dams, side dams,
5 booms and piers and other structures, and may flow con-
6 tiguous lands so far as necessary to raise a suitable head
7 of water for the convenient operation of mills by steam or
8 water power to be built by them, and to attach their booms
9 and piers and other works to land adjacent to said river.

Sect. 3. Said James Crawford, Robert England and F. G.
2 Quincy, their associates, successors and assigns may by
3 means of and through the works built by them, hold, collect,
4 secure, sort out and separate from the logs and lumber pass-
5 ing down said river, over said dam, the logs belonging to
6 themselves, to be manufactured in the mills on said dam,

7 and may store their own said logs in the booms hereby
8 authorized in said river.

In the management of the sorting of the logs passing down
10 said river, there shall be no unnecessary delay, and the logs
11 of all other persons than those of the said James Crawford,
12 Robert England and F. G. Quincy, their associates, suc-
13 cessors and assigns, shall be passed over said dam with all
14 practicable speed and diligence.

Sect. 4. James Crawford, Robert England, F. G. Quincy,
2 their associates, successors and assigns, shall be liable to
3 pay all damages for the lands and materials so taken, and
4 if any person sustaining damages aforesaid, shall not agree
5 with said James Crawford, Robert England, F. G. Quincy,
6 their associates, successors and assigns, upon the sum to
7 be paid therefor, he may maintain an action on the cases
8 for his damages in the supreme judicial court for the county
9 of Aroostook.

Sect. 5. All damages for flowage caused by the building
2 of such dam may be recovered in accordance with the pro-
3 visions of chapter 94 of the Revised Statutes of Maine,
4 known as the "Mill Act."