

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

SEVENTY-SEVENTH LEGISLATURE

SENATE

NO. 90

In Senate, Feb. 12, 1915.

*Reported by Sen. Bartlett from Committee on Legal Affairs
and ordered printed under joint rules.*

W. E. LAWRY, Secretary.

STATE OF MAINE

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

AN ACT to Incorporate the Mopang Dam and Improvement
Company.

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

Section 1. Frank S. Ames, Alfred K. Ames, Wilson D.
2 Wing, Fred B. Albee and Elmer E. Bowles, their associates
3 and assigns, are hereby incorporated under the name of the
4 Mopang Dam and Improvement Company, with all the pow-
5 ers and privileges of similar corporations.

Sect. 2. Said corporation is authorized to build dams,
2 side dams, remove rocks and make all other necessary im-
3 provements in Mopang stream to facilitate the driving of
4 logs and lumber down the same, and for this purpose the
5 said corporation may take land and materials necessary to

6 build such dams, and make such improvements; and may
7 flow contiguous lands so far as necessary to raise suitable
8 heads of water. And if the parties cannot agree upon the
9 damages, the corporation shall pay the proprietors of the
10 land and materials so taken, such damages as shall be ascer-
11 tained and determined by the county commissioners for the
12 county of Washington, in the same manner, and under the
13 same conditions and limitations as are by law provided in
14 the case of damage by laying out public highways. And for
15 the damage occasioned by flowing land, the said corporation
16 shall not be liable to an action at common law, but persons
17 injured may have a remedy by a complaint for flowing, in
18 which the same proceedings shall be had as when a complaint
19 is made under a statute of this state for flowing lands, oc-
20 casioned by raising a head of water for the working of
21 mills.

Sect. 3. The said corporation may demand and receive a
2 toll for the passage of logs over or through their said dams
3 and improvements of fifty cents per thousand feet, Hol-
4 land rule scale, for all logs landed in or above 2nd Mopang
5 Lake, and forty cents per thousand above the Air Line Road
6 and twenty-five cents per thousand upon all logs landed
7 below said road. And said corporation shall have a lien
8 upon all logs and lumber which may pass over any of its
9 dams and improvements, for the payment of said tolls; but
10 the logs of each particular mark shall be holden only for
11 the tolls of such mark, and unless such toll is paid within
12 twenty days after such logs or lumber or a major part of

13 the same, shall arrive at the place of manufacture or des-
14 tination, said corporation may seize said logs and lumber
15 and sell at public auction so many and so much there-
16 of as shall be necessary to pay such tolls, costs and charges
17 thereon, after ten days' notice in writing of the time and
18 place of said sale given to the owner of such logs or lum-
19 ber or his agent.

Sect. 4. The capital stock of this corporation shall be Five
2 Thousand Dollars.

Sect. 5. When said corporation shall have received from
2 tolls its outlay on all dams and improvements and for re-
3 pairs made up to that time with six per cent interest there-
4 on, then the tolls herein provided shall be reduced to a sum
5 sufficient to keep said dams and other improvements in re-
6 pair. Some suitable person shall be appointed by said cor-
7 poration as auditor to audit the accounts and determine the
8 cost of said dams, improvements and repairs.

Sect. 6. The first meeting of said corporation shall be
2 called by a notice signed by one of the incorporators named
3 in section one, mailed to each of the other incorporators at
4 least seven days before the day of such meeting.

Sect. 7. Provided, however, that any dam built or con-
2 structed by said corporation shall not be used for power pur-
3 poses.