

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-EIGHTH LEGISLATURE

HOUSE

NO. 484

House of Representatives, Mar. 6, 1917.

Printed under joint rules.

W. R. ROIX, Clerk.

STATE OF MAINE

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

AN ACT to protect the rights of certain members of the Penobscot Tribe of Indians owning land on Old Town Indian Island No. 1 and Island No. 12 commonly called Orson Island in Penobscot River.

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

Section 1. Whenever any damage is done, directly or indirectly to house lots or other lands situate on Old Town Indian Island No. 1 and Island No. 12 commonly called Orson Island and owned or occupied by any member or members of the Penobscot tribe of Indians, by reason of the dam built across said Penobscot River from the City of Old Town to the town of Milford and the one built at Gilman Falls across

8 said River in said city of Old Town, and now owned and
9 maintained by the Bangor Power Company located at Bangor
10 in the county of Penobscot, or by any act of said Bangor
11 Power Company, the member or members of said tribe so
12 injured may maintain an action of trespass therefor against
13 said corporation in any court proper to try the same, to the
14 same extent as though the fee were in the plaintiff or plain-
15 tiffs; provided compensation for such damage has, previous
16 to the commencement of the action, been demanded by the
17 agent of said tribe or the treasurer of said corporation, and
18 payment been neglected or refused for the term of thirty
19 days.

Sect. 2. All members of the aforesaid tribe who have suf-
2 fered, or may suffer any damage to their aforesaid house lots
3 or lands on account of flowage of their said lands by reason
4 of the construction and maintenance of said dams and flash-
5 boards as at present maintained, are hereby authorized, upon
6 payment of a sufficient and adequate compensation by said
7 Bangor Power Company to the owners or occupants of said
8 lands, to grant and convey by deed to said corporation a right
9 of flowage of said lands, which said grant shall run with the
10 land or lands; said grants to be made only upon the approval
11 of the agent of said Penobscot tribe of Indians.

Sect. 3. The agent aforesaid is hereby authorized to com-
2 mence and prosecute to final judgment the action provided
3 for in section one of this act, in the name of the party or
4 parties injured as aforesaid.