

# MAINE STATE LEGISLATURE

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**PRIVATE AND SPECIAL**

**ACTS**

OF THE

**STATE OF MAINE,**

PASSED BY THE

**TWELFTH LEGISLATURE,**

AT ITS SESSION COMMENCING JANUARY 4, 1832.

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PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 28, 1820.

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**AUGUSTA:**

**I. BERRY & CO., PRINTERS TO THE STATE.**

**1832.**

and the same hereby is incorporated into a town by the name of Lee, and the inhabitants of said town are hereby vested with all the rights, powers and immunities of other incorporated towns in this State. Powers & privileges.

SECT. 2. *Be it further enacted*, That any Justice of the Peace for said County may issue his warrant to any inhabitant of said town, requiring him to notify the said inhabitants to meet at a time and place, designated in said warrant for the choice of such officers as towns are authorized to choose at their annual meetings. Meeting for the choice of officers—how called.

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### CHAPTER 215.

AN ACT authorizing Barnabas Brackett to maintain a dam and slip in Moose Brook.

Approved February 4, 1832.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled*, That Barnabas Brackett of Denmark, in the County of Oxford, be, and hereby is, authorized to maintain and keep in repair, a dam now erected and owned by him, in and across Moose Brook, so called, a stream which empties into Saco River, in said town of Denmark, for the purpose of raising the water for the more conveniently transporting such logs, or timber, as the owner, or owners thereof, may be desirous to convey through said Moose Brook into Saco river: *Provided*, the said Barnabas Brackett shall make and keep in good and constant repair, a good and sufficient sluice way, or slip, through the dam aforesaid, and open the same at all such times as the owners of any logs, or timber, may require for the passage of their timber through the same without any unreasonable delay. B. Brackett authorized to maintain a dam, &c. For what purpose. Proviso.

SECT. 2. *Be it further enacted*, That for the purpose of indemnifying the said Barnabas Brackett for keeping said works in repair, and constantly opening the slip when required, he shall receive a toll of four cents per thousand feet, for all logs and timber passing through the same; the Said Brackett shall receive toll for all logs and timber passing through his slip

quantity to be estimated according to the survey thereof; and in case any logs, or timber, should pass without such survey, then said logs, or timber, shall be surveyed by some person mutually to be agreed upon, by said Brackett and the owner, or owners, of such logs or timber;—and the said Brackett shall at all times, for the term of ten years from the passing of this Act, keep said slip in good repair, and shall be liable to pay to each person the damage he may sustain, in consequence of said slip's not being in good and sufficient repair;—*Provided*, the said Brackett be notified, and the same is not put in good and sufficient repair without unnecessary delay; such damage to be recovered in a Court of competent jurisdiction.

Said Brackett shall keep said slip in repair for the term of ten years, &c.

Proviso.

Penalty for injuring said slip, &c.

SECT. 3. *Be it further enacted*, That if any person, or persons, shall wilfully or maliciously injure, or destroy said slip, or gates belonging to the same, he, or they, shall pay triple damages for such trespass, to be recovered in any Court of competent jurisdiction.

Said Brackett authorized to sell the logs of those who refuse to pay toll, &c. or &c.

SECT. 4. *Be it further enacted*, That, if any owner, or owners of any logs, or timber, shall refuse to pay toll, said Brackett may retain and sell at Public Auction, so many of said logs as may be necessary to pay the toll and charges thereon, after detaining said logs ten days, and posting up notice thereof in two, or more public places in the town of Denmark, six days before the sale;—or, said Brackett may recover said toll, of the owner of the logs, by an action of debt, in any Court of competent jurisdiction: *Provided always*—That the powers granted by this Act, may be enlarged, restrained or annulled at the pleasure of the Legislature.

Proviso.