

# MAINE STATE LEGISLATURE

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PRIVATE AND SPECIAL ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

SIXTYEIGHTH LEGISLATURE,

At its Session, held in January, 1836.

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Published agreeably to the Resolbe of June 28, 1820.

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AUGUSTA:

SMITH AND ROBINSON,.....PRINTERS TO THE STATE.

1836.

## Chapter 173.

AN ACT to incorporate the East Machias Canal Company.

Approved March 29, 1836.

Name of Corporators.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That John Dickenson, William Pope, John C. Talbot, M. Jones Talbot, J. A. Lowell, Peter Talbot, Jr. Jeremiah Foster Jr., William H. Pope, Walter Robbins, Peter T. Harris, and George Harris, with their associates successors and assigns, be and the same are hereby incorporated into a body corporate by the name of the East Machias Canal Company with all the privileges and immunities and subject to all the restrictions by law incident to bodies corporate. And said Company may make such by laws as are not repugnant to the laws of the State.

Corporate name.

Powers, &amp;c.

SECT. 2. *Be it further enacted,* That said Company shall have the power to construct and maintain a Canal or Canals from the tide waters of East Machias River, in the County of Washington, along or near said River, and the streams and lakes connected with the same, to the source thereof;—and also from the mouth of Gardiner's Stream along or near the same, and the lakes and streams connected therewith to the sources of said streams with the necessary and proper dams, locks, piers, and other necessary structures for the proper use of said canals; said Company having first obtained the consent of the owners of the land through which said Canal or Canals shall pass —*Provided* that in filling and feeding said Canal or Canals, no water shall be taken from any rivers, lakes, streams or other sources, to the destruction or injury of any mills, machinery, mill privileges or other water power, without the consent of the owner or owners thereof. *And provided further* that the rights of others, public and private, of every description, in the use of the waters of said river, streams and lakes, shall not be impaired, restrained or infringed upon.

Proviso.

Rights of others in the use of the river, not to be infringed upon.

SECT. 3. *Be it further enacted*, That said Company shall have the right to purchase hold or convey real and personal estate to the value of five hundred thousand dollars for the purpose of carrying into effect the objects of this Act: and that the stock of said Company shall consist of five thousand shares of one hundred dollars each.

May hold estate to the amount of \$500,000.

Number of shares.

SECT. 4. *Be it further enacted*, That if any person is injured by any powers herein granted, by the flowing of his land, he shall have the same remedy in the same manner, and to the same extent and effect as is provided by the several Acts for the support and regulation of mills.

Persons injured by flowing of his land. &c. may obtain redress.

SECT. 5. *Be it further enacted*, That there shall be allowed to said Company a toll upon all boats, rafts, lumber and other articles transported through said Canal or Canals or any parts thereof to be fixed by said Company, and to be at all times subject to the restrictions and revisions of the Legislature.

May establish toll—subject to revision of the Legislature.

SECT. 6. *Be it further enacted*, That if any person shall wilfully and maliciously injure or destroy the structures and works, or obstruct the rights of said Company, such person shall be punished by a fine to the use of the State, not exceeding five hundred dollars, or by imprisonment not exceeding six months by indictment in any Court of competent jurisdiction; and further pay to the party injured treble the value of such injury to be recovered by action of debt.

Penalty for injuring any of the works.

SECT. 7. *Be it further enacted*, That this Act shall continue in force, subject to the revision of the Legislature.

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## Chapter 174.

AN ACT to incorporate the Hallowell Steam Mill and Boom Company.

Approved March 29, 1836.

SECT. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled*, That Ira Crocker—Nathanial Mitchell—Charles Blanchard—and S. K. Gilman—

Names of Corporators.