

# MAINE STATE LEGISLATURE

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**P R I V A T E**

AND

**S P E C I A L   A C T S**

OF THE

**S T A T E   O F   M A I N E ,**

PASSED BY THE

**S E V E N T E E N T H   L E G I S L A T U R E ,**

**J A N U A R Y   S E S S I O N ,   1 8 3 7 .**

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PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 28, 1820.

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AUGUSTA :  
SMITH & ROBINSON, PRINTERS TO THE STATE.

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1 8 3 7 .

## Chapter 317.

AN ACT to incorporate the Somerset Lock and Mill Company.

Approved March 21, 1837.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives, in Legislature assembled,* That Alpheus Lyon, Milton Philbrook, James P. Philbrook, John S. Jennis, John Gage, Rufus Kendrick, George W. Lamb and William T. Eastis, their associates and successors, be, and they are hereby incorporated, and made a body politic, by the name of the Somerset Lock and Mill Company; with all the powers and privileges incident to similar corporate bodies, and subject to all the duties and requirements of the Acts of the State, in relation to manufacturing companies, and other corporations.

**SECT. 2.** *Be it further enacted,* That said corporation be and hereby are authorized, on their own land, to keep up, repair, rebuild and maintain a dam, across the Kennebec River from Fairfield to Clinton, at Jackins Rips, so called; for the purpose of manufacturing lumber, and for any other purpose to which water power is usually applied; and for the improvement of the navigation of said river by said rips or rapids.—And said corporation may and shall, when the public good requires it, construct a lock through said dam, to pass long-boats of the usual size on said river, and may demand and receive toll at the rate of twenty-five cents per ton; on all goods, wares, merchandize, produce or other commodities, so passed in boats or other craft through said lock, up or down. And when said lock shall have been constructed, it shall be duly attended by said corporation, at all suitable times and seasons.

**SECT. 3.** *Be it further enacted,* That said corporation, shall at all times maintain and keep in good repair, over said Dam, a good, safe and convenient sluice, for running logs, boards and other lumber, down said river. And if any three or more of the mill owners upon said river, or

any other three persons, having lumber upon said river, or any other material or thing, which they may be desirous of running down said river; shall be of opinion, that said corporation has neglected the requirements above named in this section; they may make complaint thereof in writing, to the Court of County Commissioners for the County of Somerset; and the said Court, after hearing the parties and their witnesses, or after viewing the premises, one or both; shall adjudicate thereon.—And if they find said complaint unfounded; may award costs against said complainant, and execution therefor; otherwise against said corporation; and in that case, said Court shall in writing prescribe what improvement, or alteration shall be made in said sluice or passway; and it shall be the duty of said corporation to make said improvement accordingly, within the time limited by said Court therefor. And if said corporation should not comply with said direction, said Court on application of the party aggrieved; may appoint a committee of one or more suitable persons, to enter into contract for making and completing the same, at the expense of said corporation; and said Court are hereby authorized, to issue their warrant of distress, against said corporation for the expense, together with reasonable compensation to said committee, and other reasonable costs; to be collected, as other executions issuing from Courts of Law, are collected. *Provided* nothing in this Act shall be so construed as to authorize said corporation, to injuriously affect the rights of others, public or private.

County Commissioners to adjudicate upon complaints made for neglect of requirements of this Act.

Court to prescribe what improvements shall be made, &c.

Court on application of the party aggrieved, when corporation shall neglect to make requisite improvements, may cause the same to be done at expense of said association.

Proviso.

SECT. 4. *Be it further enacted*, That said corporation may take and hold property, not exceeding two hundred thousand dollars.

Capital Stock,-  
\$200,000.