

# MAINE STATE LEGISLATURE

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PRIVATE  
AND  
SPECIAL ACTS  
OF THE  
STATE OF MAINE,  
PASSED BY THE  
NINETEENTH LEGISLATURE,  
JANUARY SESSION, 1839.

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1839.

SEC. 8. *Be it further enacted*, That the powers granted by this act may be enlarged, restricted, modified or annulled at the pleasure of the Legislature.

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### Chapter 510.

AN ADDITIONAL ACT to establish the Penobscot River Rail Road Corporation.

Approved February 20, 1839.

*Be it enacted by the Senate and House of Representatives in Legislature assembled*, That all acts or things to be done or performed by said Corporation, by any of the provisions of the eighth section of the original act of incorporation of said company, which were required to have been done before the first day of January, in the year of our Lord, one thousand eight hundred and thirty-eight, and which by an additional act of March sixth, eighteen hundred and thirty-eight, were permitted to be done at any time before the first day of June, in the year of our Lord, eighteen hundred and thirty-nine, may be done and performed at any time before the first day of March, in the year of our Lord, eighteen hundred and forty-one, and that the limitation of the time for completing said Rail Road is hereby extended to the first day of March, eighteen hundred and forty-three.

Additional time  
of two years  
granted.

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### Chapter 511.

AN ACT to incorporate the Proprietors of the Moose Brook Sluiceway.

Approved February 25, 1839.

SEC. 1. *Be it enacted by the Senate and House of Representatives, in Legislature assembled*, That Dominicus G. Tarbox and Leonard K. Ingalls, with their associates and successors and assigns, be, and hereby are, incorporated into a body politic, by the name of the Proprietors of

Corporators.  
  
Corporato namo.

Powers and duties of proprietors.

Moose Brook Sluiceway; with power to prosecute and defend suits at law; to have a common seal, and to change the same; to make any by-laws for the management of their affairs, not repugnant to the laws of this State: And said Proprietors shall keep a good and sufficient Sluiceway through Tarbox and Ingalls' Mill Dam, so called, on said Moose Brook, in the town of Denmark, for the purpose of passing logs through the same; and, if necessary, to float the logs to Little Moose Pond, shall keep open a slip gate and waste gate, and shall keep one man, at said Sluiceway to receive the toll and open said gates; *Provided* the owners of the logs shall be at the expense of turning said logs through said slip gate, and shall employ men sufficient to drive said logs to the pond last named.

Proviso.

Rates of toll.

SEC. 2. *Be it further enacted*, That a toll be, and hereby is granted, for the sole use of said Corporation, at the following rates, to wit; For every thousand feet of timber, sufficient to make a thousand feet of boards, which shall pass through said Sluiceway, ten cents; the amount to be determined by the survey from the owner to the purchaser, when such survey has been made by some known surveyor; and in case of a sale without such survey, then said logs shall be surveyed by some person mutually to be agreed on by the said Corporation, and the owner or owners of said logs; and said Corporation shall at all times, for the term of ten years from the passing of this act, keep said Sluiceway in good repair, for the passing of logs through the same, and shall be liable to pay each person the damage he may sustain, in consequence of said Sluiceway not being in good and sufficient repair; *Provided*, any one of said Corporation be notified, and the same is not done without unnecessary delay; such damages to be recovered in any Court of competent jurisdiction.

Sluiceway to be kept in good repair for ten years.

Penalty for injuring sluiceway.

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

SEC. 4. *Be it further enacted*, That if any owner or owners of logs, shall refuse to pay toll, said Proprietors 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 thirty days, and posting up notice thereof in two or more public places in the town of Denmark; twenty days before the sale and also serving notice on the owner or owners of logs so detained within five days after such detention if known; if the owner or owners are not known by giving twenty days notice in some newspaper printed in Saco of the time and place of sale and of the marks upon the logs; or said Corporation may recover said toll of the owner of the logs by an action of debt, in any Court of competent jurisdiction.

May sell at auction logs, &c. for toll in certain cases.

SEC. 5. *Be it further enacted*, That Dominicus G. Tarbox be, and hereby is, authorized to call the first meeting of said Proprietors, at such time and place within the town of Denmark, as he may direct, by notifying each Proprietor of the time and place of meeting, six days previous thereto.

First meeting, how called.

SEC. 6. *Be it further enacted*, That the private property of each individual Proprietor or Stockholder, shall be liable and holden for all the debts and liabilities of said Corporation.

Private property held for debts, &c.

## Chapter 512.

AN ACT to set off the lands of Robinson Gammon from the town of Hartford to the town of Canton.

Approved February 25, 1839.

*Be it enacted by the Senate and House of Representatives in Legislature assembled*, That that part of Robinson Gammon's farm, lying in the town of Hartford, being Gore lot No. 4, on Thompson's Grant, so called, be and the same is hereby set off from the town of Hartford, and annexed to the town of Canton.

Annexation from Hartford to Canton.