

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

PASSED BY THE

TWENTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1846.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February 26, 1840,
and March 16, 1842.

Augusta:

WILLIAM T. JOHNSON,.....PRINTER TO THE STATE.

1846.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE,

1846.

CHAP. 373. assessment, which may be laid or imposed under the authority of this state while the said tract shall remain the property of the United States, and shall be used for the purposes intended by this act.

[Approved July 31, 1846.]

Chapter 373.

An Act to dissolve the bonds of matrimony between Franklin Adams and Mary Adams.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Bonds of matrimony between Franklin Adams and Mary Adams dissolved.

Certain conditions to be complied with.

The bonds of matrimony between Franklin Adams, of Bangor, and Mary Adams are hereby dissolved: *provided* that if said Franklin Adams shall within thirty days from the passage of this act, pay or secure to said Mary Adams, or to any trustee she may appoint, in lieu of her right to dower in his estate, and as a settlement upon her, the sum of four thousand five hundred dollars, and shall within said time convey to her all furniture and household utensils, belonging to him now in her possession, as specified in a bond given to Preserved B. Mills, as trustee of said Mary Adams, then this act shall operate forever as a bar to all claims or right to dower or alimony, which she now has or hereafter may have upon his estate.

[Approved July 31, 1846.]

Chapter 374.

An Act to incorporate the South Bay Meadow Dam Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Corporators.

SECTION 1. Simeon Allen, David Douglass, Ebenezer P. Parker, William Limeburner, George W. Beckford, Robert Walker, and Robert B. Walker, with their associates and successors, are hereby created a body corporate, under the name and style of the

Corporate name.

Location.

South Bay Meadow Dam Company, for the purpose of erecting and maintaining a dam across the south branch of Castine river, so called, at Davis' Narrows, from Simeon Allen's farm in Brooksville, in the county of Hancock, to a point of land lying in Penobscot, in said county of Hancock, now or once owned by Reuben Gray, for the purpose of excluding the tide waters from the flats above said

CHAP. 374.

narrows, and rendering the same capable of cultivation ; with power to hold, maintain and manage said dam, and any flats above said dam, to which they shall acquire lawful title ; and with all the powers, rights and privileges belonging to, and subject to all the duties and liabilities, imposed upon corporations by the seventy-sixth chapter of the revised statutes.

Powers, privileges and liabilities.

SECT. 2. Said corporation shall have the right to take, hold and possess any personal property, to an amount not exceeding three thousand dollars, and any real estate, not exceeding fifty thousand dollars.

Real and personal estate.

SECT. 3. Any person owning flats in said bay above Davis' Narrows, may become a member of said company at the time of its organization. Any person, not a member of said corporation, who may own any lot of flats, which shall be reclaimed by means of said dam, and rendered capable of cultivation, shall be entitled to receive a just compensation for said lot, on giving a good and sufficient deed of the same to said corporation ; or if said owner shall elect so to do, he may retain the ownership thereof by paying a just compensation to said corporation for the improved value thereof by means of their dam and other improvements ; and in case of a disagreement between the parties as to the amount of compensation, the same shall be determined by three suitable persons, who shall be appointed therefor by the justice of the district court held in and for said county of Hancock, on the petition of either party, who shall notify and hear the parties, and whose report, at the next term of said court after said hearing, shall be final on both parties.

Persons owning flats above Davis' narrows may become members, at its organization.

Any person, not a member, owning flats improved by means of said canal, entitled to receive compensation for said flats.

—or may retain ownership by paying said corporation, compensation for improved value thereof.

Compensation, how determined.

SECT. 4. If any person or persons shall willfully destroy or injure said dam, or any part thereof, to the damage of said corporation, he or they shall pay treble damages, to be sued for and recovered in an action of trespass, in any court proper to try the same.

Penalty for willfully injuring or destroying said dam.

How recovered.

SECT. 5. Five years from and after the passage of this act are hereby allowed to said corporation, within which to erect and finish said dam ; and if not erected and finished within said period, this act shall be void.

Said dam to be finished within five years.

SECT. 6 Any two of the persons named in the first section of this act may call the first meeting of said corporation, by posting up notices of the time and place of meeting, in two public places in each of the towns of Brooksville, Penobscot and Sedgewick, fourteen days before the time of meeting.

First meeting, how called.

[Approved July 31, 1846.]