

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.

execution at their election to be satisfied by sale and conveyance of the interest of the insured in the building insured and the land under the same and appurtenant thereto; *provided* the officer having such execution, shall advertise the same in like manner as is provided by law for the sale of equities of redemption of real estate mortgaged, saving to the owners thereof the right of redeeming the same at any time within one year, by paying the purchaser or his assignee the sum at which it was sold, with twelve per cent interest thereon, deducting therefrom the rents and profits over and above the repairs and taxes.

Proviso.

SECT. 9. Any two of the persons herein named are authorized to call the first meeting by advertising the same two weeks successively in the Oxford Democrat, a newspaper printed at Paris.

First meeting, how called.

SECT. 10. The powers granted, by this act, may be enlarged, restrained or annulled at the pleasure of the legislature.

[Approved August 10, 1846.]

Chapter 405.

An Act to incorporate the Baskahegan Dam Company.

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

SECTION 1. Abner R. Hallowell and William B. Harlow, their associates and assigns, are hereby incorporated a body politic, by the name of the Baskahegan Dam Company.

Corporators.

Corporate name.

SECT. 2. Said corporation shall have the right and it shall be their duty to construct and maintain a dam at the outlet of the Baskahegan pond or lake on township number nine, in the third range in the county of Washington, with proper gate or gates, in order to flow said lake to afford a head of water to facilitate the driving of logs to market; and they are further authorized to enter upon and take such land or material on said township, as they may find it necessary to make said dam, or upon which to locate their dam. *Provided, however,* that said corporation shall pay the proprietor or proprietors of said township number nine, for land or material so taken and used for their dam, such price as they and said proprietor or proprietors may agree upon. And in case said parties shall not otherwise agree, then said corporation shall pay such damages as shall be ascertained and determined by the county commissioners for the county of Washington, in the same manner and under the same conditions and limitations as are by law

Authorized to erect a dam.

Location.

Authorized to take land and material.

Proviso.

Damages, how determined.

CHAP. 406.

provided in the case of damages by laying out of public highways ; with the same right to either party aggrieved by the doings of said commissioners, in estimating damages, to have a jury to determine that matter on their petition ; unless said party shall agree with the other party in interest to have the same determined by a committee to be appointed under the direction of said commissioners. And no application shall be made to said commissioners to estimate damages unless made within two years from the time of taking said land and materials.

Application to estimate damages to be made within two years.

Toll granted.

SECT. 3. There shall be allowed to said corporation as toll for the passage of every log through or over said dam the sum of two cents. And to secure to the corporation the toll granted by this act, they shall have a lien on all the lumber, subject to the payment of toll, and if the same is not paid within ten days after the arrival of said lumber at Penobscot boom, or within ten miles of said boom, the corporation may advertise the sale of so much thereof as may be necessary to pay said toll and expenses, in one of the newspapers printed in Bangor, the publication to be at least ten days before the day appointed for such sale ; and if payment is not made before the time appointed, may proceed to sell so much of said lumber as may be required to pay said toll and expenses.—And when the said corporation shall have been reimbursed the costs and expenses of constructing said dam and material taken, with repairs and legal interest, then said dam shall be free without the payment of toll.

If not paid within a certain time, may advertise for sale.

—if not paid at time appointed, may sell, &c.

Said dam to be free after the proprietors shall have been reimbursed, &c.

[Approved August 10, 1846.]

Chapter 406.

An Act to provide in part for the expenditures of government.

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

Appropriation of money for certain purposes.

In order to provide for the operation of certain acts and resolves of the legislature requiring the payment of money from the treasury and also to provide for the necessary expenditures of the government for the current fiscal year, the following sums are hereby appropriated to be paid out of any moneys in the treasury ; the same being in lieu of all other existing appropriations whatever. And the governor with the advice of the council is hereby authorized at any time prior to the second Wednesday of May, eighteen hundred and forty-seven, to draw his warrant upon the treasury for the same.

Governor may draw his warrant prior to May 14, 1847.