

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-EIGHTH LEGISLATURE

OF THE

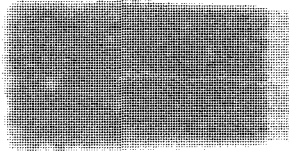
STATE OF MAINE.

1859.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February  
26, 1840, and March 16, 1842.  
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AUGUSTA:
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1859.



PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1859.

CHAP. 351.

— may hire money.

— may raise money by taxation to pay interest.

provisions of said will, and to hire a sum of money not exceeding one thousand dollars, on the credit of the town, and payable at such time or times as said selectmen think expedient to pay for said lot and incidental charges, and said town is authorized to raise money by taxation to pay the interest on said loan as it falls due, and also to pay the principal thereof at its maturity, in the same manner as assessments are made to pay town expenses, and said town may also if it so decides keep said building, after its erection, in repair at the expense of the town.

SECT. 3. This act shall take effect when approved by the governor.

[Approved April 2, 1859.]

Chapter 351.

An act relating to the sale and forfeiture of real estate of non-residents and persons unknown for non-payment of taxes in the town of Kingsbury in the county of Piscataquis.

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

Sale and forfeiture of certain real estate for taxes, proceedings in.

SECT. 1. In any trial at law or in equity, involving the title of any real estate sold and conveyed, or which may be sold and conveyed, by the treasurer of the town of Kingsbury for non-payment of taxes, or any real estate turned into the treasury of said town, by the collectors of taxes thereof, and forfeited by any law of the state for non-payment of taxes, and now, or may be conveyed by said town, or by their duly authorized agent, it shall be sufficient for the party claiming under such sale and conveyance, to produce the treasurer's deed, or the deed of the inhabitants of the town, in the case of real estate turned into the treasury, executed and recorded, the assessments signed by the assessors, their warrants to the collector, and to show that the taxes were actually advertised; which advertisement may be proved by parol, but no person shall be entitled to commence, maintain or defend, any action or suit aforesaid, on any ground involving the validity of any such sale and conveyance, until the amount of all taxes, charges and interest legally due, shall have been paid or tendered, by the party contesting the validity of such sale and conveyance, or by some person under whom he claims.

Further proceedings.

SECT. 2. The party contesting or any person claiming under him, within two years next after the date of such deed or deeds, may pay or tender in payment to such grantee or person claiming under

him the taxes and charges specified in the preceding section with twenty-five per cent. interest per annum thereon, and a reasonable sum for any improvements or betterments on said estate made by said grantee, or person claiming under him, which payment of said sums or tender thereof as aforesaid shall entitle the contestant or person claiming under him to a reconveyance of said estate; and if such grantee, or person claiming under him shall neglect, for the space of sixty days, after such payment or tender, to reconvey such estate by quit-claim deed to such contestant, or person claiming under him, he may commence and maintain a bill in equity against such grantee or person claiming under him to recover such estate.

SECT. 3. This act shall be in force from and after its approval by the governor.

[Approved April 2, 1859.]

Chapter 352.

An act additional concerning the Kennebec Log Driving Company.

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

SECT. 1. The Kennebec Log Driving Company are authorized to erect and maintain on the Kennebec river, in the town of Farmingdale, a boom with piers, and all the necessary fixtures, for the purpose of taking and securing any logs, masts, spars or other timber floating down said river; said boom to commence on the west bank of said river, in said Farmingdale, near the south line of the Lancaster farm; thence to or near the foot of Brown's island; thence up said island, to the head thereof; thence up said river in a north-westerly direction to the head of the Sweatland boom so called; *provided*, the same shall be so constructed as not to obstruct in any manner, the free navigation of the said river; and for the purpose aforesaid, said company may take and use, any shore, flats or land adjacent, which may be necessary for the erection and occupation of said boom; *provided however*, said company shall pay to the owners of said property so taken a reasonable compensation therefor.

Authorized to erect and maintain boom, &c.

Location.

Proviso.

May take and use any shore, &c.

Proviso.

SECT. 2. If any person shall suffer damage by the exercise of those powers herein granted to said company and the amount cannot be agreed upon by the parties, then the supreme judicial court, for the county of Kennebec, upon application of the party aggrieved, shall cause said damages to be ascertained, by a committee of three disinterested persons whose award shall be returned to said court;

Damages, how adjusted.