

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

FORTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE.

1865.

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

AUGUSTA:
STEVENS & SAYWARD, PRINTERS TO THE STATE.
1865.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1865.

Chapter 439.

An act additional to "an act to incorporate the Red Beach Plaster Company."

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

May construct
and maintain
a canal.

SECT. 1. Said Red Beach Plaster Company shall be and hereby is authorized and empowered to lay out, dig, excavate, construct and maintain a canal from the waters of the Eastern Lake, (so called,) in Calais, from some point in Hill's Cove in said lake, to some point on the Beaver Lake stream, (so called,) in said Calais, and to erect and maintain a bulk head and gate at the head of such canal and for the use of the same; and also to repair the present dam at the outlet of said Eastern Lake and raise and maintain the same to a point not exceeding six feet above the height of the old dam, or to erect and maintain a new dam, at or near the place of the old dam at said outlet, not exceeding six feet higher than the old dam, for the purpose of flowing and raising the water of said lake for the use and benefit of said canal.

Bulk head and
gate.
May repair
present dam
or erect a new
one.

May demand
a toll.

SECT. 2. Said corporation may demand and receive a toll of forty cents for each thousand feet, board measure, on all logs and long lumber, and in the same proportion for other lumber, which may be driven or conveyed down said canal from the upper terminus at Eastern Lake, to the lower terminus at Beaver Lake stream, and shall have a lien on all the logs and lumber for the payment of the tolls; and if said toll is not paid within thirty days after the passage of the logs or lumber down said canal, said corporation, after demanding said tolls, may, upon the non-payment thereof, advertise the said logs or lumber for sale, in some newspaper published at Calais, giving ten days notice of the time and place of sale, and sell at public auction such part of said logs and lumber as may be necessary to pay the tolls and all lawful charges.

Lien on logs
and lumber for
payment of
toll.

Damages for
use of land
taken, how
determined.

SECT. 3. If said corporation shall not be able to agree with the owners of the land necessary to be taken and used for the purposes in this act mentioned, upon the damages to be paid therefor, the amount so to be paid, shall be determined by the county commissioners in the same manner as in cases of damages for land taken in laying out highways.

SECT. 4. This act shall take effect when approved.

Approved February 3, 1865.