

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

115

PASSED BY THE

FORTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE.

1866.

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

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1866.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1866.

and timber, and also to maintain a good and sufficient lock for the passage of boats and rafts, with sufficient attendance upon the same, free of tolls upon all rafts and timber, and only such tolls on vessels, boats and their cargoes, as is now provided by law; and the said corporation by the erection of their dam shall not impair, lessen or impede the navigation and free passage of vessels, boats, rafts, lumber and fish, over and through said dam, more than the same shall be improved and benefitted by the acts of said corporation.

CHAP. 112.

Tolls.

Navigation.

SECT. 4. If the company shall neglect to maintain such sluiceway or lock as is required in section three, any person suffering damage by reason of such neglect, shall have the remedy of an action on the case against said company, in any court competent to try the same, and furthermore said company shall be liable to indictment, and to a fine not exceeding two thousand dollars for the use of the state; *provided however*, that not more than one indictment shall be found for any such neglect in any one year.

Penalty for neglect, &c.

Proviso.

SECT. 5. The grants of power given in this act shall cease and expire, unless the dam herein authorized shall be built within three years from the approval of this act.

Time allowed for building dam.

Approved February 19, 1866.

Chapter 112.

An act to set off the homestead farm of David Spratt from the town of Etna and annex the same to the town of Carmel.

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

SECT. 1. The homestead farm of David Spratt in the town of Etna in the county of Penobscot, bounded north by land of Joseph Rundlett; west, by land of Ansel Hutchinson; south, by land of Nathaniel G. Marshall; and east, by the town line between said Etna and the town of Carmel, containing about seventy acres, be and the same is hereby set off from said Etna and annexed to the town of Carmel.

Boundaries.

Area.

SECT. 2. The said David Spratt and his estate set off as aforesaid, shall be holden to pay all arrears of taxes which have been legally assessed against him, together with his proportion of all corporate debts due and owing from said town of Etna at the time this act takes effect; said proportion to be ascertained by the last valuation of said town of Etna and to be collected by the same officers, and in the same manner, as if this act had not been passed; and the estate, so set off, shall not be liable to be taxed in the town

Taxes.

How ascertained and collected.

Exemption.

CHAP. 113. of Carmel for any of the indebtedness of said town of Carmel incurred prior to the passage of this act.

SECT. 3. This act shall take effect on its approval.

Approved February 19, 1866.

Chapter 113.

An act to make valid certain doings of the town of Dresden dividing school district number six in that town.

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

Doings at meeting, March 11, 1861, made valid.

SECT. 1. The doings of the town of Dresden at the annual meeting of the inhabitants thereof, held on the eleventh day of March in the year one thousand eight hundred and sixty-one, in dividing school district number six, and making therefrom districts numbered respectively three and six, are hereby made and declared effectual and valid ; *provided however*, that this act shall not be so construed as to affect any suits now pending, or any rights or causes of action which existed at the time of the division of the district by the town ; but the same may be prosecuted to final judgment and execution, to be collected and satisfied in the manner they by law might be, if this act had not been passed.

Proviso.

Boundaries of territory set off.

SECT. 2. So much of said district number three as was embraced therein by the town, that is to say, that part of said district which is included between Eastern river on the east, and the road leading from Parke's ferry to East Pittston on the west, to the north line of land of William Houdlette on the north, and the south line of land of John Alley, and the east line of land in possession of Lydia Mason is hereby set off from said district number three and is annexed to district number six ; and it shall not be lawful for the town to set off from said district number six any of the inhabitants living on said territory, or any part of the territory above described unless on application of such inhabitants and owner of the estate.

Inhabitants of district not to be set off except by application.

Acts inconsistent herewith, repealed.

SECT. 3. All acts and parts of acts, so far as they are inconsistent with this act, are to that extent repealed ; and this act shall take effect on its approval by the governor.

Approved February 19, 1866.