

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

115

OF THE

FORTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE.

1870.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
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1870.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1870.

CHAP. 433. and the enlargement of their church in said parish, and of all meetings and votes therein passed, are hereby confirmed and made valid, notwithstanding any informalities or defects in their proceedings heretofore had.

SECT. 2. This act shall take effect when approved.

Approved March 5, 1870.

Chapter 433.

An act to change the name of the Skowhegan and Bloomfield Village Corporation.

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

Name changed.

SECT. 1. The Skowhegan and Bloomfield Village Corporation, shall hereafter be known and called by the name of the Skowhegan Village Corporation.

SECT. 2. This act shall take effect when approved.

Approved March 5, 1870.

Chapter 434.

An act to incorporate the Canada Falls Dam Company.

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

Corporators.

SECT. 1. Henry E. Prentiss, T. W. Baldwin, Arad Thompson, G. F. Dillingham, F. H. Dillingham, William H. McCrillis, John Trickey, Samuel Larrabee, E. A. Upton, Edward Conner, John P. Webber, Henry M. Prentiss, Abner Coburn, Philander Coburn, Henry F. Eaton and Charles H. Eaton, their successors and assigns, are created a corporation by the name of the Canada Falls Dam Company, with all the powers and privileges of similar corporations.

Name.

Powers and privileges.

Dams, erection of, authorized.

Improvements on south branch.

SECT. 2. The said corporation may erect a dam or dams at or across the south branch of the Penobscot river, at a place called Canada falls, in the county of Somerset, and may also build wing dams, side dams, rolling dams, remove the rocks, and make any and all other improvements to facilitate the driving of logs over said Canada falls; and said corporation may make all such erections and improvements on the said south branch and its tributaries above said Canada falls, including the erection of dams to raise a head of water, on any of the ponds, lakes and streams above said Canada falls, on said south branch or its tributaries.

SECT. 3. The said corporation is empowered to flow contiguous lands as far as may be necessary to accomplish its objects, paying the owners damage therefor, and if the parties cannot agree upon the amount of damage, any person injured shall have his remedy by a complaint for flowing, in which the same proceedings shall be had as where a complaint is made under a statute of this state for flowing lands occasioned by raising a head of water necessary for the working of mills; and said corporation is empowered to take any lands which may be necessary to make and maintain any of its dams, erections or improvements; *provided however, that* the said corporation shall pay the proprietor or proprietors of said land so taken, such price as it or the 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 commissisners for the county of Somerset in the same manner and under the same conditions and limitations as are by law provided in the case of damage by the laying out of public highways, with the same rights to either party aggrieved by the doings of said commissioners in estimating damages, to have a jury to determine that matter on their petition.

CHAP. 434.

Flowage.

Damages in case of disagreement, how determined.

May take lands for certain purposes.

Proviso.

SECT. 4. Said corporation may demand and receive as a toll, forty cents for each and every thousand feet board measure, woods scale, for all the logs and lumber which may pass through or over its dam and improvements on Canada falls, under the limitations contained in section five; and said corporation shall have a lien on all logs and lumber, whether the same remain in the possession of said corporation or not, until the full amount of toll due on any logs of any particular mark shall be paid, and if not paid within twenty days after said logs and lumber, or a greater proportion of the same, shall arrive in the Penobscot boom, said corporation may sell at public auction, after twenty days public notice in some newspaper printed in Bangor, so much of said logs or lumber as may be sufficient to pay said toll and incidental charges.

Toll.

Lien.

Logs and lumber may be sold by auction, for toll due on same.

Notice of sale

SECT. 5. It shall be the duty of the corporation to keep an accurate account of the expenditures for said improvements and the place where expended, and record the same on the books of the company, and the logs shall pay a pro rata toll proportionate to the expense of the improvements over which such logs may pass, to be determined yearly by the directors of the company, and their decision shall be final; and in making such decision they shall consider the advantages which such logs may have derived from any head of water raised by any dam of said company, although such logs may not have passed over such dam; and when the said company shall have been reimbursed from tolls the amount of the expenditures, with twelve per cent. per annum interest, the toll is

Account of expenditures to be kept.

Pro rata toll.

Expense of improvements, &c., to be determined by directors.

CHAP. 435. hereby reduced to a sum sufficient to keep the works in repair, to be fixed by the directors of the company.

Reduction of toll.

SECT. 6. This act shall take effect when approved.

Approved March 5, 1870.

Chapter 435.

An act to incorporate the Androscoggin County Savings Bank.

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

Corporators.

SECT. 1. Samuel R. Bearce, C. T. Barker, F. O. Sands, E. F. Packard, R. C. Pingree, J. A. Peirce, Thomas Fillebrown, John G. Cook, S. H. Murray, George H. Pillsbury, R. C. Pennell, E. H. Cummings, their associates, successors and assigns, are hereby constituted a body politic and corporate by the name of the Androscoggin County Savings Bank, with full power by that name to prosecute suits at law and in equity, to have and use a common seal, and to establish such by-laws, rules and regulations as are necessary for the government and management of their concerns and not repugnant to the laws of this state. Said corporation shall be established in the city of Lewiston, in the county of Androscoggin, and shall be subject to all the liabilities and duties and enjoy all the rights and privileges conferred upon similar institutions by the laws of this state.

Name.

By-laws.

Location.

Powers and liabilities.

May receive deposits in money.

—how used.

Income, how divided.

First meeting, how called.

Members and officers.

Tenure of office.

Treasurer and secretary.

SECT. 2. Said corporation is hereby authorized to receive deposits of money and to issue certificates therefor, and such deposits of money shall be used as it shall deem most for the interest and benefit of said corporation ; and such deposits may be withdrawn at such reasonable times and in such manner as said corporation shall appoint, and the net income or profit thereof shall be divided among the depositors, their executors or assigns, in just proportion.

SECT. 3. Any two of the corporators named herein are authorized to call the first meeting of said corporation, by giving seven days notice in writing to each person named herein, or by publishing a notice in a daily newspaper published in Lewiston of the time and place of said meeting, at which meeting and at every subsequent annual meeting, said corporation may elect by ballot any person or persons as members thereof, may choose such officers as may to them seem proper for their organization and government, who shall continue in office one year and until others are chosen and qualified in their stead ; and the persons elected treasurer and secretary, before entering upon their official duties, shall