

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTIETH LEGISLATURE,

OF THE

STATE OF MAINE.

1871.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
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1871.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1871.

CHAP. 690.

Chapter 690.

An act to amend an act entitled "an act to incorporate the Damariscotta Water-Power Company."

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

Amended.

Authorized to flow flats and marshes on Damariscotta river and tributaries.
Damages resulting from such flowage.

SECT. 1. Chapter four hundred and eighteen of the special laws of eighteen hundred and sixty, entitled "an act to incorporate the Damariscotta Water-Power Company," approved March eight, eighteen hundred and sixty, is hereby amended, by adding thereto the following section : 'Said corporation shall have the power to flow the flats and marshes on the Damariscotta river and its tributaries, above the place mentioned in section one of said chapter four hundred and eighteen, and shall pay such damages resulting from such flowage as they and the owners thereof may mutually agree upon ; and in case said parties shall not agree as to the amount of damages, such corporation shall pay in any given case such damages as shall be ascertained and determined by the county commissioners of the county of Lincoln, in the same manner and under the same conditions as are by law provided in the case of the laying out of highways.'

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

Approved February 24, 1871.

Chapter 691.

An act to incorporate the Somerset Boom Company.

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

Corporators.

SECT. 1. David Wing, E. J. Lawrence, G. W. Lawrence, Silas Bates and Abner Coburn, their associates, successors and assigns, are hereby constituted a body corporate by the name of the Somerset Boom Company, and as such, said corporation may make by-laws for the management of said corporation not inconsistent with the laws and constitution of this state, and enjoy all the powers and privileges of similar corporations in this state and the powers granted in the following sections.

Name.

By-laws.

Capital stock and shares.

SECT. 2. The capital stock of said corporation shall not exceed the sum of twelve thousand dollars, to be divided into shares of one hundred dollars each.

May erect booms on the Kennebec river for stopping logs.

SECT. 3. Said corporation may erect, purchase, maintain and occupy a boom or booms on the Kennebec river, in the county of Somerset, between Somerset mills in the town of Fairfield, and the great eddy in the town of Skowhegan, for the purpose of stopping

and securing their own logs, masts, spars and other lumber, that may float down said river, and also such other logs, masts, spars and other lumber as they may be requested to stop by the owners thereof; *provided however*, that said boom or booms shall be so conducted, tended and managed, as not to stop the passage or running through or by said booms, of any logs, masts, spars or other lumber, which said company have not been requested to stop, more than forty-eight hours at any one time.

Proviso.

SECT. 4. The owners of logs and other lumber requested to be stopped, as provided by section three, shall furnish said corporation with the marks which are on the logs and other lumber that they may request said corporation to stop, and also with rigging or warps suitable and sufficient to raft and secure the same; and said corporation shall raft the logs and other lumber of each owner or owners in a separate raft, and the owner or owners of said logs and other lumber shall take the same away within three days after being notified that his or their logs are so rafted, and if not taken away within said three days, said rafts shall be at the risk of the owners.

Owners of logs and lumber to be stopped to furnish corporation with marks.

SECT. 5. The said corporation shall be entitled to the following rates of toll or boomage for all logs rafted as provided in section four, to wit: For each and all logs sufficient to make one thousand feet, board measure, fifty cents; and for all other kinds of lumber in the same proportion. Said toll or boomage shall be charged or estimated from the bills of some surveyor or surveyors appointed by the selectmen of the town or towns in which said boom or booms may be located, who shall be sworn to the faithful discharge of the duties of his office. Said toll or boomage may be recovered in any court competent to try the same.

Toll granted.

Toll or boomage to be estimated from bills of surveyors appointed by selectmen of towns where booms may be located.

SECT. 6. For the purposes aforesaid, the said corporation are hereby authorized to purchase, hold and possess any land adjacent to said boom or booms on both sides of said river, not exceeding one hundred acres, with all such buildings as may be necessary for the management of said boom or corporation, and for the same purposes the agents of said corporation or those employed under them, are hereby authorized to occupy the lands on the shores of said river that may be necessary for building and maintaining said boom, and for rafting and holding the logs and other lumber that is required to be stopped and rafted by this corporation; *provided however*, said corporation shall pay to the owner or owners of land so taken a reasonable rent or price for said land, and if the owners of said land so taken or damaged cannot agree with said corporation upon the amount of said damages or rents to be paid by said corporation, the damages shall be appraised by the county commissioners of Somerset county, in the same manner as damages are appraised for taking land for public highways.

Authorized to purchase and hold land adjacent to booms, not exceeding 100 acres, with buildings.

Proviso.

Owners of land to be compensated for land taken.

Damages, adjustment of.

CHAP. 692.

Willful injury to
booms or property

SECT. 7. If any person or persons shall wilfully injure or destroy said boom or booms, or any parts thereof, or any work connected therewith, he or they shall pay to said corporation double the amount of damages which may be made to appear before any court competent to try the same.

First meeting,
how called.

SECT. 8. Any one of the persons named in this act is authorized to call the first meeting to organize said corporation, by giving seven days personal notice, in writing, to each of the other corporators.

SECT. 9. This act shall take effect when approved.

Approved February 24, 1871.

Chapter 692.

An act to legalize the doings of the town of Grafton.

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

Acts and doings
of town of Grafton,
at annual meetings Mar. 19,
'66, 11, '67, 3, '68,
29, '69, and 28, '70,
in election of
officers and raising
money, made
valid.

SECT. 1. All acts and doings of the town of Grafton, in the county of Oxford, at the annual meetings of said town, held March nineteen, eighteen hundred and sixty-six, March eleven, eighteen hundred and sixty-seven, March three, eighteen hundred and sixty-eight, March twenty-nine, eighteen hundred and sixty-nine, and March twenty-eight, eighteen hundred and seventy, in the election of town officers and raising money for necessary municipal purposes, are hereby made valid.

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

Approved February 24, 1871.

Chapter 693.

An act to authorize a fish weir in Cranberry Isles.

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

Authorized to
extend fish weir
in tide water, but
not to obstruct
navigation, &c.

SECT. 1. Holden and Richardson of the town of Cranberry Isles, are hereby authorized to extend a fish weir into the tide water at the Net ledges, in the town of Cranberry Isles, always provided that this grant shall not obstruct the navigation of the waters of said town, and shall not infringe upon the rights of others.

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

Approved February 24, 1871.