

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

OF THE

FIFTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE.

1875.

---

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

---

AUGUSTA:  
SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.  
1875.

---

PUBLIC LAWS

OF THE

STATE OF MAINE.

1875.

---

such courts in civil actions, to be enforced as provided in this chapter.'

CHAP. 29.

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

Approved February 23, 1875.

### Chapter 29.

An act to amend the twenty-second section of the fifty-ninth chapter of the revised statutes.

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

The twenty-second section of the fifty-ninth chapter of the revised statutes, is hereby amended by striking out the word "two" in the second line, and inserting in the place thereof the word 'three,' so that said section as amended shall read as follows :

Sec. 22, ch. 59,  
R. S., amended.

'SECT. 22. Whoever neglects to perform the duties required of him in the three preceding sections, forfeits not exceeding ten dollars for each offence, to be recovered half to the town and half to the prosecutor.'

Clerks and assessors of towns, penalty for neglect of duty.

Approved February 23, 1875.

### Chapter 30.

An act for the better protection of life and property.

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

SECT. 1. The governor, by and with the consent of the council, shall annually appoint one competent and practical engineer, a citizen of this state, whose duty it shall be, during the months of August and September, upon petition of the selectmen or assessors of any town, or county commissioners of any county to inspect any dam or reservoir located in such town, which now is or may be hereafter erected for the purpose of saving water for manufacturing or any other purposes whatever, and after personal examination, and hearing testimony of witnesses summoned for the purpose, to report forthwith to the governor his opinion of the safety and sufficiency of said dam or reservoir.

Engineer to be appointed to inspect dams and reservoirs.

—to report to governor and council.

SECT. 2. If, after such personal survey and inspection, the engineer shall adjudge, determine and report that any such dam or reservoir is unsafe or dangerous to the lives or property of persons residing near or below such dam or reservoir, then the

If dam or reservoir be reported unsafe, owners or occupants to make repairs.

**CHAP. 31.**

Proceedings in  
case of neglect.

owners, occupants or lessees of such dam or reservoir shall immediately make, or cause to be made, such repairs and additions to said dam or reservoir as said engineer shall advise and recommend; and in default thereof, upon application of said engineer to any justice of the supreme judicial court, the said owners, occupants or lessees shall be enjoined from the use of such dam or reservoir and the water therein contained, until they or either of them shall comply with the requirements of said engineer, and the water contained in said dam or reservoir may be discharged therefrom, by order of said engineer, in such manner as said engineer shall direct as most conducive to the safety of human life, and consistent with the protection of property.

Compensation of  
engineer.

SECT. 3. The said engineer shall receive as full compensation for his services five dollars per diem while actually employed in such service, together with his actual travelling expenses, to be audited, allowed and paid from the state treasury, in all cases where such dam or reservoir shall be by him adjudged to be safe and sufficient; and by the owners, occupants or lessees, of said dam or reservoir, in all cases where said dam or reservoir shall be by him adjudged to be unsafe and insufficient, to be recovered by said engineer in an action of the case.

—how paid.

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

Approved February 23, 1875.

### Chapter 31.

An act fixing the compensation of councillors.

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

Councillors, com-  
pensation of,  
during session of  
legislature.

SECT. 1. Each member of the executive council shall receive the same compensation and travel as a representative to the legislature, for services as a councillor during the annual session of the council commencing in January and closing immediately after the adjournment of the legislature. For services at other sessions of the council, each councillor shall be paid two dollars for every days' actual attendance, and two dollars for every ten miles' travel, one way, from his place of abode to the state capital; and for authorized services on committees, when the council is not in session, three and one-half dollars per day and necessary expenses.

—for special  
sessions.

—other services.

Statute repealed.

SECT. 2. So much of section six of chapter one hundred and fifteen of the revised statutes, as relates to the compensation of councillors, is hereby repealed.

SECT. 3. This act shall take effect when approved.

Approved February 23, 1875.