

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE.

1877.

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1877.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1877.

to pay such tolls and all charges, first giving ten days' notice of the time and place of the sale in the state paper; *provided, however,* that no tolls shall be collected if said dams become unfit for use from want of reasonable repair.'

CHAP. 392
Proviso.

'SECT. 8. Said corporation may, in any year, reduce the toll upon some logs driven from particular points on said river, according to the circumstances and justice of the case.'

Toll may be reduced.

'SECT. 9. When said corporation, its successors or assigns, shall have been reimbursed, by tolls, for all the costs and expenses of their works and repairs, with ten per centum annual interest thereon, then the tolls shall be reduced to a sum sufficient to keep them in repair, and the amount of such toll shall then be determined by the county commissioners of Franklin county.'

When reimbursed for all expenses, &c., toll shall be reduced.

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

Approved February 9, 1877.

Chapter 392.

An act to authorize Fred C. Barker to navigate Mooselocmeguntic and Cupsuptic lakes, in Oxford county, by steam.

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

SECT. 1. Fred C. Barker, his associates and assigns, are hereby authorized and vested with exclusive right, against all persons, of employing and navigating every kind of boat or water craft propelled by steam, as common carriers, on all the waters of the Mooselocmeguntic and Cupsuptic lakes and intervening waters, in Oxford county, for five years, with the right to navigate said waters to all points where sportsmen or tourists desire to travel, and to run from Indian rock, so called, lying between Mooselocmeguntic and Rangely lakes, to Trout cove, near the upper dam, on the Androscoggin river.

Fred C. Barker and associates authorized to navigate certain waters by steam.

SECT. 2. It shall be the duty of said Barker, his associates and assigns, to furnish adequate and reasonable accommodations for the ordinary travel over said lakes, and if he shall fail to do so, after reasonable notice, and the travel shall so increase as to require another boat, which he shall not

Duties, rights and liabilities.

CHAP. 393 supply, the exclusive right aforesaid shall terminate. All steamboats used as herein authorized shall be supplied with properly adjusted spark arresters, to prevent the escape of sparks and fire; and for want thereof, said corporator, his associates and assigns, shall be held liable for all damages which may result therefrom, to be recovered in an action of the case; and a lien is created upon any such boat, for the payment of any such damages and costs, to be enforced by attachment, made within sixty days after the damages accrue; such attachment to have precedence over all other claims.

Penalty for navigation by other parties.

SECT. 3. Any person who shall use or employ, on said lakes, any boat or water craft propelled by steam, as a common carrier, without being authorized by said corporator, his associates and assigns, he shall forfeit not less than fifty dollars and not exceeding two hundred dollars, to be recovered by and for the use of said corporator, his associates and assigns, in an action of debt.

Interference with driving, rafting and booming logs, not authorized.

SECT. 4. Nothing contained in this act shall authorize any interference with the driving, rafting or booming of any logs upon the lakes or waters aforesaid, or with the erection or maintenance of any booms on the margin thereof, or at the outlet of any stream emptying thereinto. And in case of any such interference, said corporator, his associates and assigns, shall be liable for any damages and costs occasioned thereby, to be enforced in the same manner and with the same lien as provided in section two.

SECT. 5. This act shall take effect when approved.

Approved February 9, 1877.

Chapter 393.

An act changing the time of the municipal election in the city of Ellsworth.

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

Annual election in city of Ellsworth, when to be held.

SECT. 1. The annual election for the choice of mayor, aldermen, councilmen, and ward officers, in the city of Ellsworth, shall hereafter be held on the first Monday of March.

Organization of city government, when to be effected.

SECT. 2. The persons elected to the offices named in the first section shall enter upon the duties of their offices on the second Monday of March, and the organization of the new