

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-NINTH LEGISLATURE

OF THE

STATE OF MAINE.

1880.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

AUGUSTA:
SPRAGUE & SON, PRINTERS TO THE STATE.
1880.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1880.

Liabilities incurred in the preservation and protection of public property, eighteen thousand dollars 18,000 00

Amounting to the sum of ten hundred seventy-two thousand thirty-five dollars and eleven cents \$1,072,035 11

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

Approved March 9, 1880.

Chapter 265.

An Act additional to An Act to incorporate the Bar Harbor Water Company.

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

SECT. 1. The Bar Harbor Water Company shall have the power to take, detain and use the water rising and accumulating in the valley between the east side of Green mountain, and the School House Hill, so called, and thence flowing northerly and easterly, by the way of the brook known as the Saulsbury brook, into the sea, near the mill and land of Jacob Suminsby, at Bar Harbor, in the town of Eden, for the same purposes, and under the same restrictions, obligations and limitations, as they have under their act of incorporation, approved February ten, eighteen hundred and seventy-four.

Powers given to Bar Harbor Water Company.

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

Approved March 9, 1880.

Chapter 266.

An Act to incorporate the Dudley Brook Dam Company.

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

SECT. 1. Israel Washburn, Junior, and John P. Webber, their associates and assigns, are hereby incorporated, by the name of the Dudley Brook Dam Company, with all the powers and privileges of similar corporations.

Corporators.

Corporate name.

CHAP. 266

Powers, purposes
and liabilities.

SECT. 2. The said corporation is authorized to build dams, side dams, remove rocks, and make other improvements, and raise a head of water by means of said dams to facilitate the driving of logs and lumber down said Dudley brook, and for this purpose said corporation may take land and materials necessary to build such dams, side dams and other improvements, and may flow contiguous lands necessary to raise a head of water on such dams and other improvements; and if the parties cannot agree upon the damages the corporation shall pay the proprietors of the land and materials so taken, such damages as shall be ascertained and determined by the county commissioners for the county of Aroostook, in the same manner, and under the same conditions and limitations as are by law provided in case of damage by laying out public highways; and for the damage occasioned by flowing land, the said corporation shall not be liable to an action at common law, but the person injured may have a remedy by a complaint for flowing, in which the same proceedings shall be had as when a complaint is made under a statute of this state for flowing lands occasioned by raising a head of water for the working of a mill.

May collect toll
and have lien
upon logs for
same.

SECT. 3. The said corporation may demand and receive a toll for the passage of logs over any of their said dams and improvements, of twenty cents for each thousand feet, board measure, woods scale, and said corporation shall have a lien upon all logs which may pass over any of their said dams and improvements, for the payment of said toll, but the logs of each particular mark shall be holden only for the toll of such mark, and unless such toll is paid within twenty days after such logs or a major part of them shall arrive at the Penobscot boom, or place of manufacture, said corporation may sell at public auction so much of said logs as shall be necessary to pay such toll, costs and charges; notice of the time and place of such sale being first given in some newspaper printed in Bangor. And when the said corporation shall, from tolls, be reimbursed, with ten per centum interest for their expenditures, the toll shall cease.

When the toll
shall cease.

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

Approved March 9, 1880.