

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE

1897

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PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1897.

'Sect. 9. This act shall become null and void in four years from the approval hereof, unless the corporation shall have organized and commenced the actual construction of its works under this charter.'

Approved March 20, 1897.

CHAP. 471
Charter extended four years.

Chapter 471.

An Act amendatory of and additional to chapter five hundred and ninety-four of the Private and Special Laws of eighteen hundred and ninety-three, entitled "An Act to incorporate the Lawry Dam Company."

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

Sect. 1. Section two of chapter five hundred and ninety-four of the private and special laws of eighteen hundred and ninety-three is hereby amended so that said section, as amended, shall read as follows:

Charter amended.

'Sect. 2. Said corporation is hereby empowered and authorized to build and maintain a dam in the Sheepscot river in the town of Palermo, between the points where the Sheepscot river emerges from Sheepscot great pond and a point not more than a mile below following the river, and to build and maintain another dam in said river in the town of Somerville, on the site of the old saw mill dam at Somerville corner, and to remove rocks and make all other necessary improvements in said river and pond between a point on said river in the town of Palermo, two miles above the head of Sheepscot great pond and the saw mill of George S. Burrill, in the town of Jefferson, to facilitate the driving of logs and lumber down the same, and for this purpose said corporation may take land and materials necessary for the construction of said dams and to make said 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 of the county in which such land or material, so taken, is situated, in the same manner and under the same conditions and limitations as are by law provided in the case of damage by laying out public highways. If any damage is occasioned by the drawing off or overflow of said water, or by the breaking of said dams or either of them, to any highways, bridges, mills or lands below said dams or either of said

Authorized to build dam in Sheepscot river in Palermo.

—location.

—Somerville.

—improve river and pond.

—may take land.

—liable for all damages and how ascertained in case of disagreement.

CHAP. 471

dams, and if the parties cannot agree upon the damages, the corporation shall pay to the parties so damaged, such sums as may be ascertained and determined by the county commissioners of the county in which such highways, bridges, mills or lands so damaged are situated, in the same manner and under the same conditions and limitations as are by law provided in case of damage by laying out of public highways. And for damages occasioned by flowing land, and such other damages heretofore mentioned, said corporation shall not be liable to an action at common law, but persons injured may have a remedy by a complaint for flowage in which the same proceedings shall be had as when a complaint is made under the statute of this state for flowing lands occasioned by raising a head of water for the working of mills, and the head of water caused by said corporation by the maintenance of said dams shall be drawn off on or before the fifteenth day of May of each year. Said corporation, before erecting any dams or embankments for the storage of water on Sheepscot river or any of its tributaries, shall file its plans and specifications thereof in the registry of deeds for Lincoln county, for public inspection, with the certificate of the inspector of dams and reservoirs, appointed under chapter ninety-two of the revised statutes, stating therein that in his judgment they are safe and sufficient. After completion thereof, said corporation shall also file a similar certificate that such works, as well as all such works heretofore erected are safe and sufficient. The company shall pay such inspector for his services and expenses. The supreme judicial court, in equity, shall have power by appropriate process to enforce this section on petition of the county commissioners for Lincoln county or the selectmen of any town therein. Provided, however, that the right to build and maintain said second dam in the town of Somerville as aforesaid shall not take effect, if the Maine Water and Electric Power Company shall within two years from the approval of this act build upon the aforesaid site at Somerville corner a dam at least five feet high in the manner and under the restrictions of its existing charter, and said right shall so remain in operation only so long as said Maine Water and Electric Power Company shall so maintain said dam by it so built.'

—shall file in Lincoln registry of deeds, plans and specifications.

—certificate of dam inspector.

—after completion, shall file certificate of safety.

—how this section may be enforced.

—right shall not take effect, if Maine Water and Electric Power Company build within two years upon aforesaid site.

Act further amended.

Sect. 2. Said chapter five hundred and ninety-four of the private and special laws of eighteen hundred and ninety-three is hereby further amended by adding thereto the following section.

'Sect. 6. Said corporation is hereby authorized and empowered to locate, build and maintain in Sheepscot river at any point or points between said saw mill of George S. Burrill in the town of Jefferson and the outlet of Long pond in the town of Windsor, piers and booms for sorting out logs and lumber coming down said river and for holding the same for use and manufacture at said Burrill's mill, and are not to occasion any unreasonable delay or obstruction in the driving of any other logs or lumber. Said corporation may take such lands as may be necessary for the erection and maintenance of said piers and booms and connecting the same with the river shore, and may with its agents, servants and teams pass and repass over said shores and to and from the same over the land of other persons for the purposes aforesaid, and for managing said piers and booms, making compensation therefor as is provided in the case of land taken in laying out highways.'

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

Approved March 20, 1897.

CHAP. 472

May build dams and booms in town of Windsor.

—shall not delay the driving of logs.

—may take land.

—compensation.

Chapter 472.

An Act to incorporate the Livermore Falls Light and Power Company.

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

Sect. 1. John H. Maxwell, William A. Stuart, John L. Cummings, Daniel J. Bogan, Edmund Eaton, their associates, successors and assigns are hereby made a body politic and corporate by the name of the Livermore Falls Light and Power Company, and as such shall have and possess all the rights, powers and privileges, and be subject to all the duties and obligations conferred and imposed on corporations by law, except as otherwise provided in this act.

Corporators.

—corporate name.

Sect. 2. Said corporation shall be located in the town of East Livermore, in the county of Androscoggin and state of Maine, and its business shall be confined to the towns of East Livermore and Livermore, in the county of Androscoggin and the town of Jay, in the county of Franklin.

Location.

Sect. 3. For any of the purposes aforesaid, said corporation is hereby authorized to generate electricity for the purpose

Authorized to generate electric