

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE

1899.

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

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1899.

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## CHAP. 167

Tolls  
granted for  
sorting and  
rafting.

‘Section 1. The fees or tolls of the proprietors of the Machias boom are hereby revised and altered, so that said corporation shall be entitled to receive of the respective owners of logs and timber which shall be rafted and secured at said boom by any person or persons, the following respective fees or tolls; for sorting and rafting logs and lumber so secured at said boom, a price per stick, not to exceed such prices as the owners of such logs and lumber shall, in writing, agree to perform such sorting and rafting for, at their own expense, such agreement by them signed to be filed with said corporation before each rafting season shall open, to be for the season then next ensuing, and if accepted, to bind such owners to be responsible for the acts, default or negligence of all persons employed thereunder, and also to provide therein that if at any time the said corporation is dissatisfied with the count of logs, then it shall be authorized to employ a man to take account of them, and his count shall be final, his wages to be paid by the log owners, such wages to be in addition to the prices aforesaid; for the boomage of each pine, spruce or hemlock mill log or stick, five-eighths of a cent; for the boomage of each cedar stick, one-quarter of a cent; provided, however, that all the fees or tolls of said corporation shall at all times hereafter, be subject to the revision or alteration of the legislature.’

Section 2. This act shall take effect when approved.

Approved March 16, 1899.

## Chapter 167.

An Act to amend the charter of the City of Westbrook.

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

Chapter 346,  
special laws  
1897,  
amended.

Section 1. Chapter three hundred and forty-six of the private and special laws of eighteen hundred and ninety-seven, is hereby amended by adding the following words to the second section thereof: ‘Said school committee may effect such insurance upon the school buildings as they may deem expedient, and shall have charge of all repairs on the same,’ so that said section, as amended, shall read as follows, namely:

Management  
of schools  
vested in  
a school  
committee.

‘Section 2. The general management and control of the public schools and of the school property, including school buildings and grounds in said city, shall continue to be vested in a school committee, to consist of seven members instead of ten as provided in said act. Said school committee shall be elected by ballot by a plurality of the votes given, two members from the citi-

—how  
elected.

zens at large by the legal voters of the city voting in their respective wards; and of the other five members, one shall be elected by each ward, being an inhabitant of the ward where elected. They shall hold their offices for the term of three years from the second Monday in March, and until others are elected and qualified in their places, except as hereinafter provided. At the annual election in March, eighteen hundred and ninety-eight, said school committee shall be elected as follows: one member from ward one and one member from the citizens at large, for one year; one member each from wards two and five, for two years; one member each from wards three and four, and one member from the citizens at large, for three years; and as these terms expire the subsequent elections shall be for the full term of three years as above provided. All vacancies occurring in the school committee by death, resignation or removal from the city, shall be filled by appointment for the unexpired term by the remaining members; and if any such vacancy shall occur by the death, resignation or removal from the city of a member elected by a ward, the same shall be filled from the ward where it occurs. Said school committee may effect such insurance upon the school buildings as they may deem expedient, and shall have charge of all repairs on the same.

—tenure.

—when elected.

—vacancies, how filled.

—insurance of school buildings.

Section 2. Section twenty-nine of chapter four hundred and eighty-six of the private and special laws of eighteen hundred and eighty-nine, is hereby amended by adding the following words to the same: 'All warrants directed to the collector by the assessors or other boards having authority to issue such warrants shall run to him and his successors in office, and shall be in the form prescribed by law, changing such parts only as by this act are required to be changed,' so that said section, as amended, shall read as follows, namely:

Section 29, chapter 486, special laws 1889, amended.

'Section 29. There shall be a board of five assessors, one from each ward, to be elected on the third Monday in March, annually, or as soon as may be thereafter, by the city council, by a majority of all its members by roll call. The compensation of the assessors shall be fixed by the city council and shall not be increased or diminished during the municipal year for which they are elected. The assessors shall hold office till the third Monday in March following their election and until their successors are chosen and qualified. All taxes shall be assessed, apportioned and collected in the manner prescribed by the laws of this state relative to town taxes; but the city council may establish further or additional provisions for the collection thereof. All warrants directed to the collector by the assessors,

Election of board of assessors.

—compensation.

—tenure.

—assessment and collection of taxes.

## CHAP. 168

—warrants,  
how issued.

Section 3,  
chapter 237,  
laws 1895,  
repealed.

Section 15,  
chapter 486,  
laws 1889,  
revived.

or other boards having authority to issue such warrants, shall run to him and his successors in office, and shall be in the form prescribed by law, changing such parts only as by this act are required to be changed.'

Section 3. Section three of chapter two hundred and thirty-seven of the private and special laws of eighteen hundred and ninety-five, is hereby repealed and section fifteen of chapter four hundred and eighty-six of the private and special laws of eighteen hundred and eighty-nine, is hereby revived.

Section 4. This act shall take effect when approved.

Approved March 16, 1899.

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### Chapter 168.

An Act to incorporate the Enchanted Stream Dam and Improvement Company.

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

Corporators.

Section 1. Charles Lawrence, Greenleaf Lawrence, Hiram Lawrence, all of Gardiner, J. Manchester Haynes of Augusta, S. W. Philbrick and William Snow of Skowhegan, their associates and assigns, are hereby incorporated under the name of the Enchanted Stream Dam and Improvement Company, with all the powers and privileges of similar corporations.

—corporate  
name.

Authorized  
to build  
dams, etc.

Section 2. The said corporation is authorized to build dams, side dams, remove rocks, make embankments and other improvements on Enchanted stream, so called, in Upper and Lower Enchanted towns in the county of Somerset, and build dams to raise a head of water on said stream and on any and all the lakes and ponds on said stream or its tributaries, to facilitate the driving of logs and lumber down the same, and for this purpose the said corporation may take land and materials necessary to build such dams, embankments and improvements, and may flow contiguous lands necessary to raise such head of water on such lakes and ponds, and if the parties cannot agree upon the damages the corporation shall pay the proprietors of the land and materials so taken, either party on petition to the county commissioners of Somerset county may have the damages assessed by them; and subsequent proceedings and rights of appeal thereon shall be had in the same manner and under the same conditions, restrictions and limitations as are by law prescribed in case of damages by laying out 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

—may take  
land and  
material.

—damages,  
how as-  
sessed.