

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-SECOND LEGISLATURE

OF THE
STATE OF MAINE

1905.

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

AUGUSTA
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1905

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1905.

CHAP. 120

—exceptions from November 1, to April 1 of each year.

or boats to be propelled by steam, wind or horse power or oars, as may be deemed most advisable from time to time. Said company shall not be required to transport carriages or perform other duties that will require the use of a scow from November the first to April the first of each year.'

Approved February 28, 1905.

Chapter 120.

An Act to authorize Walter W. Irwin, his associates and assigns, to raise the water of Third Pond in the town of Bluehill.

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

Section 1. Walter W. Irwin and his associates and assigns are hereby authorized and empowered:

Authorized to raise waters of Third pond.

A. To raise the waters of Third pond, so called, in the town of Bluehill, in Hancock county, Maine, not exceeding five feet above the mean level thereof, by means of a dam or dams on their own land now or hereafter acquired, and gates, sluices or pipes, and to hold or use said waters for fire purposes or for other purposes necessary or desirable in carrying on mining and reducing operations in the vicinity of said pond.

Authorized to divert waters of Third pond.

B. To take or divert any part of the waters of said Third pond by means of pipes, canal, or otherwise, and to lead or conduct said water from its natural channel for any purpose necessary or desirable in carrying on mining and reducing operations in the vicinity of said Third pond, including the right to conduct said waters across or under any public highway, subject to such reasonable restrictions as may be imposed by the selectmen of said town of Bluehill.

Damages, how obtained.

Section 2. Any person or corporation whose lands are damaged under this act may obtain compensation for the injury in the same manner as provided under chapter ninety-four of the revised statutes of the state of Maine.

This act shall become void January 1, 1907, if \$200,000 has not then been expended.

Section 3. This act shall become null and void unless the said Irwin and his associates or assigns shall enter upon actual mining and reducing operations under this act on or before January one, nineteen hundred and seven, and shall construct and operate on or before said date, a mining and reducing plant of an actual cost of at least two hundred thousand dollars, and the certificate of any one of the county commissioners for said county of Hancock filed in the office of the clerk of said commissioners or recorded in their records, reciting compliance with said conditions, shall be conclusive evidence of such compliance.

Section 4. This act shall become null and void at any time when said mining and reducing operations shall cease to be carried on regularly and in good faith for a period of two consecutive years.

Section 5. This act shall take effect when approved.

Approved February 28, 1905.

Shall become
void when
operations
cease.

Chapter 121.

An Act to enable the Sebago Lake, Songo River and Bay of Naples Steamboat Company to construct and maintain a wharf at the foot of Long Lake in the town of Naples in the county of Cumberland.

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

Section 1. The Sebago Lake, Songo River and Bay of Naples Steamboat Company, a corporation duly established and existing under the laws of the state, its successors and assigns, are hereby authorized and empowered to construct and maintain a wharf at the foot of Long lake in the town of Naples, in the county of Cumberland and on the southerly side of what is known as Long Pond bridge, and adjoining the easterly abutment of said bridge, and to extend the same at a sufficient length and width into the water to allow the landing of boats and steamers at said wharf.

Sebago Lake,
Songo River
and Bay of
Naples
Steamboat
Company
may
construct
wharf at foot
of Long lake.

Section 2. And for the purposes aforesaid the said corporation is hereby authorized to acquire by purchase, grant or gift, from any person or corporation, any lands, shore rights, rights of way from streets or highways to said wharf; said corporation may also for the purposes aforesaid, take, by right of eminent domain, any land, shore rights, rights of way from streets or highways to said wharf, in the same manner and under the same conditions, restrictions and limitations, as are by law prescribed in the case of taking land for the laying out of highways, upon payment of reasonable compensation therefor. Provided, however, that if said company, its successors or assigns, shall fail to use said wharf when necessary to leave or take passengers or freight for one season, unless prevented by conditions beyond their control, that all property taken by right of eminent domain, shall revert to the original owners, together with all structures thereon.

May acquire
lands, shore
rights, etc.

—may
exercise
right of
eminent
domain.

—proviso.

Section 3. Said corporation shall be held liable to pay a just compensation for the taking of the lands, shore rights, rights of way from streets or highways to said wharf, and if any person

Damages,
how
ascertained.