

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-THIRD LEGISLATURE
OF THE
STATE OF MAINE
1907.

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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1907

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1907.

CHAP. 250

Chapter 250.

An Act to incorporate the Baker and Spencer Brook Dam and Improvement Company:

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

Corporators.

Section 1. Elizabeth S. Haynes, J. Henry Sturgis, Frank E. Smith, George L. Smith, Fred H. Appleton, William J. Lanigan, Frank E. Boston, Chauncy S. Skinner, E. Payson Viles, Samuel W. Philbrick and Guy Hume, their associates, successors and assigns are hereby incorporated under the name of Baker and Spencer Brook Dam and Improvement Company, with all the powers and privileges of similar corporations.

--corporate name.

May erect dams on Baker brook, outlet of Rock pond and on Spencer brook.

Section 2. Said company is hereby authorized to erect and maintain dams on Baker brook in township five, range six, Bingham's Kennebec Purchase, at the outlet of Baker pond, so called, and at the falls above Baker pond; also at the outlet of Rock pond, so called, and on Spencer brook in said township at what is known as Blakslee dam and Morris dam in said township, and may also erect and maintain necessary side dams, piers and booms therein and otherwise improve said Baker brook and Spencer brook to the junction thereof in townships five, range six, four range five, four range six and six range seven, Bingham's Kennebec Purchase, by removing rocks and trees, excavating ledges therefrom and widening, deepening and otherwise improving the same for the purpose of raising a head of water, and of making said brooks and their tributaries floatable and of facilitating the driving of logs and lumber upon the same.

--may maintain side dams, etc.

May remove rocks, trees, etc.

May take lands and materials.

Section 3. Said company for the above purposes may take all necessary lands and materials for building of said dams, and making said improvements and may flow contiguous lands so far as necessary, and if interested parties cannot agree upon the amount of damages to be paid by said corporation for the land and material so taken, said damages shall be ascertained by the county commissioners of the county of Somerset in the same manner and under the same conditions and limitations as provided by law in the case of damages occasioned by the laying out of highways, and the amount of damages so determined shall be paid by said company, and the damages arising from the flowing of lands may be recovered in accordance with the provisions of the statute for recovering damages for flowing lands occasioned by raising a head of water for the working of mills.

--damages, how ascertained.

--damages for flowing, how determined.

May receive tolls.

Section 4. Said company may demand and receive tolls for the passage of all logs and lumber over their dams and improvements, as follows:

CHAP. 251

For all logs and lumber landed in Baker brook above the head of the falls seventy-five cents per thousand feet. For all logs and lumber landed in said Baker brook below said falls forty cents per thousand feet. For all logs and lumber landed in Spencer brook above Blakslee dam fifty cents per thousand feet, and for all logs and lumber landed in said brook below said Blakslee dam to the junction of said brook with Baker brook thirty-five cents per thousand feet. The above tolls to be reckoned by the surveyors' scale adopted by the Kennebec Log Driving Company. The said company shall have a lien upon the logs and other lumber which may pass over and through any of its dams or improvements until the full amount of said toll is paid, to be enforced by attachment, but the logs of each mark shall only be holden for the unpaid tolls of such mark.

—rate of
tolls
established.

—shall have
lien on logs
for tolls.

Section 5. The capital stock of this corporation shall be twenty-five thousand dollars.

Capital
stock.

Section 6. When said corporation shall have received from tolls its outlay on all dams and improvements and for repairs made up to that time with six per cent interest thereon, then the tolls herein provided shall be reduced to a sum sufficient to keep said dams and other improvements in repair. Some suitable person shall be appointed by said corporation an auditor to audit the account and determine the cost of said dams, improvements and repairs.

Reduction of
tolls
provided for.

Section 7. The first meeting of said corporation shall be called by a notice signed by one of the incorporators named in section one, mailed to each of the other incorporators at least seven days before the day of such meeting.

First
meeting,
how called.

Section 8. This act shall take effect when approved.

Approved March 14, 1907.

Chapter 251.

An Act for the better protection of Alewives, Shad and Sturgeon in various rivers in Maine.

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

Section 1. It shall be unlawful for any person to take, catch, kill or destroy any alewives, shad or sturgeon in the waters of the Kennebec river above the Randolph and Gardiner bridge, or in the Androscoggin river or Merrymeeting bay above the line indicated by the piers of the old Merrymeeting bay bridge, or in the Cathance river above the iron bridge at Bowdoinham village, or in Abbagadasset river above Maxwell's middle ground, so called, or in Mud or Muddy river or Muddy river

Protection of
alewives,
shad or
sturgeon in
Kennebec
river.
—in Andro-
scoggin
river.
—in
Cathance
river, etc.