

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

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

As Passed by the Seventy-fourth
Legislature

1909

Chapter 312.

An Act relating to the Shawmut Manufacturing Company.

Be it enacted by the People of the State of Maine, as follows:

Company authorized to rebuild and raise its present dam.

—or build new dam.

—owners of property damaged by the building or raising of said dam shall receive full compensation therefor.

Company authorized to maintain piers and booms in Kennebec river.

—shall not obstruct navigation nor unreasonably delay driving of logs.
—all logs and lumber not destined for the company shall be turned out without delay.

Section 1. The Shawmut Manufacturing Company, incorporated and existing under the public laws of the state of Maine, its successors and assigns, are hereby authorized and empowered to rebuild and raise its present dam at Shawmut, in the town of Fairfield, in the county of Somerset and state of Maine, or to build and maintain a new dam upon the site of the present dam, to the height of seven feet above its present dam, for the purpose of facilitating the driving of logs and lumber and of storing water for the use of its mills and machinery. If in rebuilding or increasing the height of its present dam, the said Shawmut Manufacturing Company shall take or flow out any undeveloped water power, or dam site, belonging to any person or corporation situated on any stream flowing into the Kennebec river between the dam of said Shawmut Manufacturing Company and one-half mile north of the mouth of the Wesserunsett stream in Skowhegan, the owner or owners of said power or dam site shall receive full compensation therefor, as provided in section four of this act; but the said Shawmut Manufacturing Company shall not be restrained or prevented from the prosecution and completion of the work of rebuilding or raising its dam by reason of the owner or owners of any such power or dam site beginning to develop or build upon the same after the passage of this act by this legislature.

Section 2. Said Shawmut Manufacturing Company, its successors and assigns are hereby authorized and empowered to erect and maintain in the Kennebec river, upon their present sites, piers and booms for the purpose of holding logs, pulpwood and other lumber coming down said river and destined for use or manufacture by said corporation; also it is authorized and empowered to erect and maintain such other piers and booms for said purpose upon such sites in said Kennebec river above its said dam, as may be acceptable to the directors of the Kennebec Log Driving Company. Said piers and booms shall be so constructed as not to impede the use or navigation of said river, and not to occasion any unreasonable delay or obstruction in the driving of any logs or lumber owned by other parties. All other logs and lumber than those provided for by this section, if held by, or found in the booms built by this company, shall be turned out thereof by said Shawmut Manufacturing Company at its own charge, and in no case shall the delay in so turning out exceed forty-eight hours after demand made by

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the Kennebec Log Driving Company, or by the log owner. And said company shall, at its own expense, break and put through its booms any jam of logs occasioned by its said piers. Said Shawmut Manufacturing Company in rebuilding said dam shall provide a substantial logway for the safe and convenient passage of logs and other lumber. Said logway to be built as follows: Twenty-five feet wide in the clear, and the floor of said logway to be built with a slope of three inches to one foot, and to extend to within about four feet of the elevation of the base of the dam; said logway to have sides four feet high. At all times during the driving season there is to be not less than four feet of water on a level with the entrance of said logway twenty-five feet up stream. Said logway to be built where the present logway is now located.

Section 3. Said Shawmut Manufacturing Company, its successors and assigns, may enter upon, take and hold such lands as may be necessary for the erection and maintenance of the piers and booms mentioned in this act, and connecting the same with the shores, and may, with its agents and teams, pass and repass over said shores and to and from the same over the lands of other persons for the purposes aforesaid, and for the building, operation and management of said piers and booms, making compensation therefor as provided in the case of damages for lands taken in laying out highways.

Section 4. If the parties cannot agree upon the damages for flowage caused by such increased height, including damages for dam sites or water powers as provided in section one of this act, such damages shall be recovered in accordance with the provisions of chapter ninety-four of the revised statutes known as the "mill act."

Section 5. No power generated by said corporation under and by virtue of the provisions of this act, shall be transmitted by electric current for sale or other disposition beyond the limits of said state of Maine.

Approved March 25, 1909.

—shall break jams.

—shall provide logway for passage of logs.

—logway, how constructed.

May enter upon, take and hold necessary lands.

—May pass and repass over shores.

Damages, how recovered, if parties cannot agree.

Electric power shall not be transmitted beyond limits of the state.

Chapter 313.

An Act to abolish Rines Hill grade crossing in Augusta.

Be it enacted by the People of the State of Maine, as follows:

Section 1. The Maine Central Railroad Company is hereby ordered and directed to change the location of its road in the vicinity of Rines Hill crossing of Water street in the city of Augusta, so that its tracks shall pass under Water street

Company ordered and directed to change location of its road.