

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Acts and Resolves

As Passed by the

Seventy-Eighth Legislature

OF THE

STATE OF MAINE

1917

Including Acts and Resolves of the Special Session of the
Seventy-Seventh Legislature held in 1916.

Published by the Secretary of State, in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, and March 16, 1842.

THE LEWISTON JOURNAL CO.
LEWISTON, MAINE
1917

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Seventy-Eighth
Legislature

1917

Chapter 78.

An Act Providing a Legal Remedy for Damages by Flowage to Certain Members of the Penobscot Tribe of Indians Owning or Occupying Land on Old Town Indian Island Number One and Island Number Twelve in Penobscot River, and Authorizing Conveyance of Flowage Rights in said Land by said Indian Occupants to Bangor Power Company.

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

Sec. 1. Damage by flowage on Indian Islands; members may maintain action or trespass. Whenever any damage is done, directly or indirectly to house lots or other lands situated on Old Town Indian Island No. 1 and Island No. 12 commonly called Orson Island and owned or occupied by any member or members of the Penobscot tribe of Indians, by reason of the dam built across said Penobscot river from the city of Old Town to the town of Milford and the one built at Gilman Falls across said river in said city of Old Town, and now owned and maintained by the Bangor Power Company located at Bangor in the county of Penobscot, or by any act of said Bangor Power Company, the member or members of said tribe so injured may maintain an action of trespass therefor against said corporation in any court proper to try the same, to the same extent as though the fee were in the plaintiff or plaintiffs; provided compensation for such damage has, previous to the commencement of the action, been demanded by the agent of said tribe or the treasurer of said corporation, and payment been neglected or refused for the term of thirty days.

Sec. 2. Bangor Power Company may purchase flowage rights of members of tribe. All members of the aforesaid tribe who have suffered, or may suffer any damage to their aforesaid house lots or lands on account of flowage of their said lands by reason of the construction and maintenance of said dams and flashboards as at present maintained, are hereby authorized, upon payment of a sufficient and adequate compensation by said Bangor Power Company to the owners or occupants of said lands, to grant and convey by deed to said corporation a right of flowage of said lands, which said grant shall run with the land or lands; said grants to be made only upon the approval of the agent of said Penobscot tribe of Indians.

Sec. 3. Agent to prosecute. The agent aforesaid is hereby authorized to commence and prosecute to final judgment the action provided for in section one of this act, in the name of the party or parties injured as aforesaid.

Approved March 22, 1917.

Chapter 79.

An Act to Provide for the Registration and Licensing of Dogs on the Indian Reservation of the Penobscot Tribe of Indians.

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

Sec. 1. Agent to be furnished with list of dogs. The governor of the Penobscot tribe of Indians shall make or cause to be made a list of all dogs owned, kept by, or in the possession of each member of said tribe residing