

MAINE STATE LEGISLATURE

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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.

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1917

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Seventy-Eighth
Legislature

1917

Chapter 122.

An Act to Repeal Chapter Four Hundred and Fifty-three of the Private and Special Laws of Eighteen Hundred and Sixty-eight, and all Acts Additional thereto and Amendatory thereof, Relating to a Ferry across the Penobscot River, between Orono and Bradley.

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

Right given Ulysses H. Walker to maintain ferry, rescinded. Chapter four hundred and fifty-three of the private and special laws of the year of eighteen hundred and sixty-eight, and all acts additional thereto and amendatory thereof, particularly including chapter one hundred and thirty of the private and special laws of the year of nineteen hundred and seven, under and by virtue of the provisions of which legislation Ulysses H. Walker, of Orono, maintains and operates a ferry across the Penobscot river, to and fro between the town of Orono and the town of Bradley, are hereby repealed.

Approved March 29, 1917.

Chapter 123.

An Act to Authorize the City of Lewiston to Issue its Bonds to the Amount of Two Hundred Thousand Dollars to Pay its Bonds now Outstanding and Maturing in the Year One Thousand Nine Hundred and Seventeen.

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

Authorized to issue bonds to amount not exceeding \$200,000; provisions. To meet its bonds now outstanding and maturing in the year one thousand nine hundred and seventeen, the city of Lewiston is authorized to issue bonds to an amount not exceeding two hundred thousand dollars; payable at a period or periods not exceeding forty years after the date thereof, and bearing interest at a rate not exceeding four per cent per annum, payable semi-annually; said bonds shall be issued in serial form and shall mature in the following manner, to wit: Five thousand dollars the first year and five thousand dollars on each and every year succeeding until the whole debt of two hundred thousand dollars is fully paid. Said bonds shall be issued under the seal of the city and shall be signed by the mayor and the treasurer of the city, and the coupons attached to said bonds shall have the printed or lithographed signature of the treasurer.

Approved March 29, 1917.

Chapter 124.

An Act to Incorporate the Mattakeunk Stream Dam and Improvement Company.

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

Sec. 1. Name and corporators. George M. Stearns, W. I. Butterfield, Edward B. Draper, Everett E. Amey, Gilbert Oakley, Harrison Merrill, their associates and assigns, are hereby incorporated under the name of the

Mattakeunk Stream Dam and Improvement Company, with all the powers and privileges of similar corporations.

Sec. 2. Location, purposes, rights and powers; damages, how adjusted. Said corporation is authorized to build dams, side dams, remove rocks and make all other necessary improvements in the East Branch of Mattakeunk Stream and on the main stream below the confluence of the East and West Branches to facilitate the driving of logs and lumber down the same, and for this purpose said corporation may take land and materials necessary to build such dams and make such improvements; and may flow contiguous lands so far as necessary to raise suitable heads of water. And if the parties cannot agree upon the damages, the corporation shall pay the proprietors of the land and materials so taken such damages as shall be ascertained and determined by the county commissioners for the county of Penobscot, in the same manner and under the same conditions and limitations as are by law provided in the case of damages by laying out public highways. And for the damage occasioned by flowing land, the said corporation shall not be liable in an action at common law, but persons injured may have a remedy by a complaint for flowing, in which the same proceedings shall be had as when a complaint is made under a statute of this state for flowing lands, occasioned by raising a head of water for the working of mills; but said corporation is not authorized to take, by right of eminent domain, any developed water power.

Sec. 3. Reservation by state. The State of Maine reserves the right to take over by proper legislation, the property, rights and franchises of said company upon the payment of just compensation to the owners thereof, but such compensation shall not include the value of the franchises hereby granted.

Sec. 4. Tolls; how collected. Said corporation may demand and receive a toll for the passage of logs and lumber over or through its said dams and improvements as follows: twenty-five cents per thousand feet for logs, twelve and a half cents per cord for pulp wood, twenty-five cents per thousand feet for ties, reckoning fifty ties to a thousand feet, if not scaled.

And said corporation shall have a lien upon all logs and lumber which may pass over its dams and improvements for the payments of said tolls; but the logs of each particular mark shall be holden only for tolls of such mark, and unless such toll is paid within twenty days after such logs or lumber, or a major part of the same, shall arrive at the place of manufacture or destination, said corporation may seize said logs and lumber and sell at public auction so many and so much thereof as shall be necessary to pay such tolls, costs and charges thereon, after ten days' notice in writing of the time and place of said sale given to the owner of such logs or lumber, or his agent.

Sec. 5. Cessation of tolls. When said corporation shall receive 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 improvements in repair. Said corporation shall keep correct and full account of all

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its receipts and expenditures, and shall submit the same at any time for examination to any person, firm or corporation liable to pay tolls under this act.

Sec. 6. Dams not to be used for power purposes. No dam built by said corporation under this act shall be used for power purposes.

Sec. 7. Capital stock; management. The capital stock of said corporation may be fixed by it from time to time, but not to exceed fifty thousand dollars to be divided into shares of such par value as it may determine. The corporation may, by its by-laws, provide for all its officers and for the management of its internal affairs in the same manner as corporations organized under the general laws of the state.

Sec. 8. First meeting; how called. 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.

Approved March 29, 1917.

Chapter 125.

An Act to Incorporate the Casco Title Guaranty Company.

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

Sec. 1. Name and corporators. Ernest L. Small, Charles R. Cressey Charles M. Hay and Charles E. Gurney of Portland, Edward C. Reynolds and Lauren M. Sanborn of South Portland, or such of them as may vote to accept this charter, with their associates, successors and assigns, are hereby made a body corporate and politic to be known as the Casco Title Guaranty Company and as such shall be possessed of all the powers, privileges and immunities and subject to all the duties and obligations conferred on corporations by law, except as otherwise provided herein.

Sec. 2. Location. The corporation shall be located at Portland, Cumberland County, Maine.

Sec. 3. Purposes. The purposes of said corporation and the business which it may perform, are: first, to borrow money, to loan money on credits, or real estate, or personal or collateral security, and to negotiate loans and sales for others; second, to hold and enjoy all such estate, real, personal and mixed, as may be obtained by the investment of its capital stock or any other moneys and funds that may come into its possession in the course of its business and dealings, acquired in satisfaction of debts due the corporation under sales, judgments and mortgages; or by subrogation under its guarantees, and the same to sell, grant and otherwise dispose of; third, to guarantee bonds and mortgages and titles to real estate, and to make and cause to be made, and to purchase and to pay for all such searches, abstracts, indices, maps and copies of records as the directors