

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-first Legislature

OF THE

STATE OF MAINE

1923

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.

KENNEBEC JOURNAL PRINT SHOP
AUGUSTA, MAINE
1923

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Eighty-First
Legislature

1923

Chapter 111.

An Act to Legalize and Make Valid the Proceedings of the Town Meeting of the Town of Washburn, Held on March Twenty-sixth, Nineteen Hundred and Twenty-three.

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

Town meeting held March 26, 1923, ratified. The town meeting of the town of Washburn, held on the twenty-sixth day of March, nineteen hundred and twenty-three, is hereby ratified and made legal and valid and all the proceedings of said meeting are hereby ratified, confirmed and made legal.

Approved April 4, 1923.

Chapter 112.

An Act Relating to Improvements on Nash Stream and the East and West Branches Thereof in Coplin Plantation, and in the Township of Redington in the County of Franklin.

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

Sec. 1. Authorized to erect and maintain dams for log driving purposes; locations. Albion L. Savage of Stratton in the county of Franklin and state of Maine, his associates, successors and assigns are hereby authorized and empowered to locate, erect and maintain in Nash stream and the east and west branches thereof, on land owned by Hollingsworth & Whitney Company and others in Coplin Plantation, and land owned by Chandler and Hovey or others in the township of Redington in the county of Franklin and state of Maine, anywhere on said Nash stream, or the east and west branches thereof, between and including the dam on the east branch of said Nash stream and located on or near the south line of said Coplin Plantation, and including the dam on the west branch of said Nash stream, and located about one-fourth of a mile south of the south line of said Coplin Plantation, and the north line of said Coplin Plantation, such dams as may be necessary, including the two dams above mentioned and already erected and maintained by him, to raise a head of water to facilitate the driving of logs, pulpwood and other lumber, down said Nash stream and the east and west branches thereof; and to build side dams, piers and rack booms, remove rocks, and make other improvements on said Nash stream and the east and west branches thereof, and their tributaries, within the limits of said Coplin Plantation, and in the township of Redington only to the dams above mentioned and already built, for the purpose of facilitating the driving of logs, pulpwood and other lumber down the same.

Sec. 2. Right of eminent domain conferred. Said Albion L. Savage, his associates, successors and assigns, are hereby authorized and empowered to take lands and materials necessary to build and maintain such dams

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and booms and make such improvements, and may flow contiguous lands so far as necessary to raise suitable heads of water, to attach his booms and piers to land adjacent to said Nash stream and the east and west branches thereof, and may with his agents, servants and teams pass and repass over and along the shores of said Nash stream and the east and west branches thereof, and to and from the same, over the land of other persons, for the purpose aforesaid, and for managing said dams, piers and booms, making compensation therefor as is provided in case of damage for lands taken in laying out highways.

Sec. 3. Rates of tolls; lien for tolls. The said Albion L. Savage, his associates, successors and assigns, may demand and receive toll for the passage of logs, pulpwood and other lumber over either of his said dams, and on all logs, pulpwood and other lumber landed in said Nash stream on the east and west branches thereof, above the north line of said Coplin Plantation, of sixty cents per thousand feet for logs and other lumber, and thirty cents per cord for pulpwood, at the same scale adopted by the Dead River Log Driving Company, and the said Albion L. Savage, his associates, successors and assigns, shall have a lien on all logs, pulpwood and other lumber that may pass over his said dams and improvements, for the payment of said toll, and unless said toll is paid within thirty days after said logs, pulpwood or other lumber shall have passed by the north line of said Coplin Plantation, said Albion L. Savage, his associates, successors and assigns, shall have a lien on said logs, pulpwood or other lumber, to be enforced in the same manner as liens for driving of logs or lumber under the provisions of section forty-nine of chapter ninety-six of the revised statutes and acts amendatory thereof and additional thereto. No tolls shall be levied on lumber cut from land now owned by the Stratton Manufacturing Company.

Sec. 4. Tolls not to exceed repair expenses, after reimbursed for outlay. When the said Albion L. Savage, his associates, successors and assigns, have received from tolls, his outlay on dams, improvements and repairs made up to that time, and six per cent interest thereon, then the toll shall be reduced to a sum sufficient to keep the works in repair. The treasurer of the Kennebec Log Driving Company for the time being is appointed to audit the accounts and determine the cost of said dams and improvements, and repairs.

Sec. 5. Cost of existing dams to be included. The cost of dams and improvements already erected upon said Nash stream and the east and west branches thereof, by the said Albion L. Savage since January first, one thousand nine hundred and twenty, shall be included in the cost of the dams and improvements designated in this act.

Sec. 6. Right to take over by state, reserved. The state of Maine reserves the right to take over by proper legislation the property rights and franchises hereby granted, upon the payment of just compensation to the owners thereof, but such compensation shall not include the value of the franchises hereby granted.

Approved April 4, 1923.

Chapter 113.

An Act to Enable the Towns of Turner and Leeds in the County of Androscoggin, or the County of Androscoggin, to Make Free the North Turner Toll Bridge.

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

Sec. 1. Proprietors of North Turner bridge authorized to sell to towns of Turner and Leeds, or to Androscoggin county. The proprietors of the North Turner bridge, commonly called the North Turner Toll Bridge, incorporated by chapter three hundred and seventy-one of the private and special laws of eighteen hundred and twenty-six, by its directors, officers or receivers, are hereby authorized and empowered to sell, transfer and convey to the inhabitants of the towns of Turner and Leeds, in the county of Androscoggin, or to the county of Androscoggin, the property and franchises of said corporation, namely, the bridge extending over and across the Androscoggin river between the towns of Turner and Leeds, the approaches thereto, toll house and all other property owned by said corporation and used or useful in the maintenance of a way over said river at said point, but excepting cash and receivables.

Sec. 2. Towns or county authorized to purchase, and to raise money therefor. Said towns are authorized to purchase the same and raise moneys for payment therefor as the electors thereof determine in town meetings lawfully assembled. The county commissioners of Androscoggin county are authorized and empowered to purchase the same, and to use the funds and credit of the county in payment therefor, but not in excess of two thousand dollars.

Sec. 3. Bridge to become part of highway and to be free; assessment of damages. Whenever said property and franchises shall have been acquired in either of the ways aforesaid, said bridges, its location and the approaches thereto shall be and become part of the public highway connecting with the present highways on either side of said river, as though laid out in manner now provided by law for the laying out and construction of highways; and all persons, other than said proprietors of North Turner Bridges, who are injured thereby shall have their damages assessed and paid in the same manner provided for the assessment of damages caused