

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty - Third Legislature

OF THE

STATE OF MAINE

1927

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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Private and Special Laws

OF THE

STATE OF MAINE

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majority of such voters are in favor of the acceptance of this act, it shall thereupon immediately take effect and the clerk shall certify the fact to the secretary of state of the state of Maine.

Sec. 8. Inconsistent acts repealed; unconstitutionality of part of act not to affect whole. All acts and parts of acts inconsistent with the provisions herein contained are hereby repealed. If any provision of this act should at any time be declared unconstitutional such fact shall not affect the act as a whole but only such part as may be so declared.

Sec. 9. Assets of original corporation to become property of one hereby created. All the assets, property and records of the Bridgton Centre Village Corporation, as it existed prior to the passage of this act shall become the property of said Bridgton Centre Village Corporation, now created, and said corporation shall assume all the liabilities now outstanding against the Bridgton Centre Village Corporation as it existed prior to the taking effect of this act.

Approved April 1, 1927.

Chapter 71

An Act for the Purchase of Books for the Kennebec County Law Library.

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

County authorized to pay additional sum to law library association. The treasurer of Kennebec county shall pay during the year nineteen hundred twenty-seven to the treasurer of the Kennebec Law Library Association in addition to the annual sum provided by statute the sum of one thousand dollars for the purchase of books for said library by said association.

Approved April 1, 1927.

Chapter 72

An Act to Incorporate Lemon Stream Log Driving Company.

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

Sec. 1. Corporators; corporate name; rights. Fred C. Luce, Almon B. Sargent and Blaine S. Viles, their associates, successors and assigns, are hereby made a body corporate under the name of Lemon Stream Log Driving Company with all the rights, powers and privileges of log driving companies.

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Sec. 2. Capital stock. Said corporation may issue its capital stock to an amount not exceeding ten thousand dollars to be divided into shares of one hundred dollars each.

Sec. 3. Powers. Said corporation is hereby authorized and empowered to improve Lemon Stream, so-called, located in the town of New Vineyard, in the county of Franklin, and in the town of New Portland, in the county of Somerset, from the source and tributaries of said stream to its mouth where it enters the Carrabassett river, for the purpose of driving logs, lumber and pulpwood, by widening, deepening and removing obstructions from said stream, by the construction of dams, side dams and sluice ways therein, and by the erection of booms, side booms and piers, and by making or causing to be made such changes in existing dams as may be necessary or proper therein, to facilitate the floating of logs, lumber and pulpwood from a point below the old Daggett Mill and bridges immediately below said Daggett Mill to the mouth of said stream where it enters the Carrabassett river.

Sec. 4. Right of eminent domain; damages for lands taken and for injuries from flowage, how assessed. Said company, for the purposes aforesaid, may take all necessary lands and materials for building said dams, side dams, bunters, piers, booms, rack-booms, shore-holds and fastenings and for making said improvements, and may flow contiguous lands so far as is necessary to raise suitable heads of water, and may attach its booms, dams and other improvements and fixtures to land adjacent to said stream, and may, with its servants, agents and teams, pass and re-pass over and along its shores and to and from the same for the purposes aforesaid, making compensation therefor as provided in case of damages for lands taken in laying out highways; and for the injuries arising from flowing of lands said company shall not be liable in an action at law, but those injured shall have remedy by complaint for flowage in which the same proceedings shall be had as in a complaint under the statutes of Maine for the recovery of damages for flowing lands by a mill dam.

Sec. 5. Authority to demand tolls; tolls fixed. Said company may demand and receive tolls for the passage of logs, pulpwood and other lumber over and through said stream in the amount of ten cents per cord for cord of pulpwood and twenty cents per thousand feet for logs and other lumber for the driving of said logs or pulpwood from the aforesaid point immediately below said Daggett Mill and said bridges or any point below said point on said stream to the Carrabassett river.

Sec. 6. Lien for tolls created; procedure to enforce liens; precedence of lien claims. Said company shall have a lien upon all logs, lumber and pulpwood which may pass over, or enjoy the benefit of, any of its dams and improvements on said stream until the full amount of tolls is paid; but the logs, pulpwood and other lumber of each mark shall be holden only for the tolls of such mark. If any such toll is not paid within thirty days after said logs, pulpwood and other lumber, or the major part thereof, shall have arrived at the Carrabassett river, said company may seize said logs, pulpwood and other lumber and sell at public auction so many or so much thereof as shall be necessary to pay said tolls, costs, and charges; said sale to be made only after ten days' notice in writing of the time and place thereof to the owner of such logs, lumber and pulpwood, or to the agent, servant or tenant of said owner; or if none of the aforesaid is readily found said notice shall be published three successive weeks in a newspaper printed in Somerset county, the last publication to be at least ten days before the date of same. The lien hereby created shall have precedence over all other claims, mortgages or liens except previous and existing statutory liens for labor, but shall not deprive said company of the right to collect its tolls by suit at law or other legal remedy.

Sec. 7. Reduction and regulation of tolls; accounts to be audited. When said company shall have received from tolls its outlays authorized by this act and for repairs made up to that time, with six per cent interest thereon, the toll shall be altered to a sum sufficient to pay the expense of maintenance including keeping the works in repair and if, from time to time thereafter, it shall be necessary to make additional improvements to carry out the purposes of this charter said company may increase the toll to, and maintain it at, a sum sufficient to include such outlays with six per cent interest thereon. The county commissioners of Somerset county shall audit the accounts of said company for the aforesaid purposes to determine the costs of dams, booms, and other improvements, maintenance and repairs.

Approved April 1, 1927.

Chapter 73

An Act Relating to Supplying the City of Bangor with Water.

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

P. & S. L., 1875, c. 168; as amended; relating to supplying city of Bangor with water, amended. Chapter one hundred sixty-eight of the private and special laws of eighteen hundred seventy-five; as amended by