

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with
the Revised Statutes of 1954, Chapter 10, Section 27, Subsection VI.

KENNEBEC JOURNAL

AUGUSTA, MAINE

1961

Private and Special Laws
OF THE
STATE OF MAINE

As Passed by the Ninety-ninth Legislature

At The

SPECIAL SESSION, JANUARY 19-29, 1960

Chapter 221

AN ACT to Reconstitute School Administrative District No. 3.

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

Sec. 1. School Administrative District No. 3 reconstituted and established; validation of proceedings in member municipalities. The municipalities of Brooks, Freedom, Jackson, Knox, Liberty, Monroe, Montville, Thorndike, Troy, Unity and Waldo are hereby constituted to be and to have been since March 5, 1959, a School Administrative District, known as School Administrative District No. 3, with all of the powers, privileges and franchises granted to School Administrative Districts according to sections III-A through III-U of chapter 41 of the Revised Statutes, as amended, the provisions of which, except sections III-F and III-G, are hereby incorporated in, made a part of this act and hereby re-enacted with the same effect as if set forth verbatim herein. The proceedings taken in town meetings held in the municipalities of Brooks, Freedom, Jackson, Knox, Liberty, Montville, Monroe, Thorndike, Troy, Unity and Waldo, wherein it was voted to join in the formation of a School Administrative District are hereby validated, confirmed and made effective.

Sec. 2. Validation of election and proceedings of school directors and action by officers and agents. The school directors of School Administrative District No. 3, selected in the several said municipalities to serve as such, are hereby declared to be and to have been duly elected and qualified for the respective terms for which each was elected, and all of the proceedings of the board of school directors of said district as said board was from time to time constituted and as shown by the records of said district and all of the action duly taken in accordance therewith by the officers and agents of said district are hereby validated, confirmed and made effective.

Sec. 3. Amendments. Any amendments of, additions to, or changes in said sections III-A to III-U which may hereafter be enacted shall, unless otherwise specifically provided therein, be deemed to apply to and to govern said School Administrative District No. 3.

Sec. 4. Saving clause. If any provision of this act or the application thereof to any person or circumstances is held invalid, the remainder of the act and the application of such provision to other persons or circumstances shall not be affected thereby.

Effective April 29, 1960

Chapter 222

AN ACT to Authorize the Maintenance and Operation of a Dam at the Outlet of Sebec Lake.

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

Sec. 1. Sale ratified. The sale to Bangor Hydro-Electric Company by Maine Public Service Company, formerly Gould Electric Company, of all its property of every name and nature owned by said Maine Public Service Company and situated in the Towns of Milo, Brownville, Sebec, Orneville and Atkinson, and in the Plantations of Barnard and Williamsburg, all in Piscataquis County,

Maine, and in the Town of LaGrange in Penobscot County, Maine, together with all the selling corporation's franchises of whatever kind and all rights thereunder held and exercised in connection with generating, selling and distributing electric energy in said towns and plantations, all as set forth in the deed of said Maine Public Service Company to said Bangor Hydro-Electric Company dated October 22, 1948, recorded at Piscataquis County Registry of Deeds in Vol. 294, Page 65, and authorized by and made in pursuance of a decree of the Public Utilities Commission of Maine dated October 12, 1948 in Case U #1923 is hereby ratified, approved and confirmed. Said Bangor Hydro-Electric Company, its successors and assigns, are hereby empowered with respect to the property conveyed by said deed to exercise all the rights, including all franchises of whatever kind and all rights thereunder, held by said Maine Public Service Company at the time of said sale.

Sec. 2. Powers. Said Bangor Hydro-Electric Company, its successors and assigns, are further authorized and empowered to repair, rebuild, operate and maintain said company's dam at the outlet of Sebec Lake on the Sebec River, or any dam hereafter built in replacement thereof, to an elevation not in excess of 324.0 feet above mean sea level (U. S. G. S. datum) to obtain a head of water on Sebec Lake to drive logs on the Sebec River and to provide stored water for the generation of electricity on the Penobscot River and its tributaries, provided that water stored by said dam shall not be used for generating purposes to the detriment of log driving on said river and when water is required for such log driving, the gates of said dam shall be opened to the extent required to allow the escape of sufficient water therefor. Said dam shall not be operated in such manner as to deprive other riparian owners on the Sebec River of the natural flow thereof.

Sec. 3. Toll. Said company, its successors and assigns, shall demand and receive a toll of five cents per thousand feet, board measure, stumpage scale, on all logs which may be driven through said dam, and shall have a lien on all logs for the payment of tolls, and if said toll is not paid within 30 days after the passage of the logs or a major part of them, the company may advertise such logs for sale, in some newspaper printed in the County of Piscataquis, giving 10 days' notice of the time and place of sale, and sell at public auction so many of said logs as shall be necessary to pay the charges and tolls.

Sec. 4. Remedies. The owners of all lands damaged by being flowed by said dam and not heretofore compensated therefor shall be entitled to the same remedies provided in chapter 180 of the Revised Statutes of Maine, 1954 in case of flowing lands by the erection of dams and mills.