

An Act to permit Cyrus S. Clark to retain the Dam and Booms built by him on the Saint Francis River.

WHEREAS it hath been represented by the petition of Cyrus S. Clark, of the Township of Brompton, in the County of Richmond, in the District of Saint Francis, lumber merchant, that large sums of money have been expended by him in erecting upon the bank of the River Saint Francis, upon the east half of lot number thirty, in the fourth range of the said Township of Brompton, a saw-mill and a dam across the said river, and in the erection of booms in the river for a distance of about three miles above the dam, and that for the construction of the said works he hath acquired the right, so far as private interests are affected, and that the maintenance of the said works contribute greatly to the advantage of the public; and it is expedient to secure him in the peaceable enjoyment thereof; Therefore Her Majesty, &c., enacts as follows:

I. The said Cyrus S. Clark, his heirs and assigns, is, and are hereby permitted and authorized to retain and keep the dam erected by him across the said River Saint Francis, on the said lot number thirty, in the said Township of Brompton, at the height at which it hath been erected, and to keep and retain the booms for holding logs upon the said river within the distance of three miles above the said dam, and to construct other booms within the distance of three miles above the said dam in the said river if he shall find it necessary for the purpose of holding logs, and to repair or reconstruct the said dam and booms at the same height, and of the same kind, whenever the same from decay or from other causes shall require to be repaired or reconstructed; Provided always, that this Act shall not secure to the said Cyrus S. Clark, his heirs or assigns, any right to flow by means of the said dam or booms the lands of any other person, or in any way injure the same, without the consent in writing obtained from such proprietors, and shall not in any way affect or prejudice the rights of such proprietors for damage occasioned by such dam and booms.

C. S. Clark may maintain the said dam and booms.

Proviso: he shall be responsible for all damages thereby occasioned.

II. The owner or owners of the said dam and booms for the time being shall be held to possess, and be beneficially interested in, the said dam and booms so erected, so that he or they may be able to maintain actions at law or in equity against any person or persons who may break down, destroy, or injure the said dam or booms, or who shall in any wise prevent the use or enjoyment thereof by the owner or owners thereof.

Owners of the dam and booms to have certain rights of action.

III. The owner or owners of said dam shall construct and keep from the first of June to the twentieth of October in each year, attached to

Fish-way to be constructed