

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-THIRD LEGISLATURE

HOUSE.

No. 181

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND SEVEN.

AN ACT authorizing the Umbagog Paper Company to locate,
erect and maintain piers and booms in the Kennebec River.

*Be it enacted by the Senate and House of Representatives in
Legislature assembled, as follows:*

Section 1. The Umbagog Paper Company, its successors
2 and assigns, are hereby authorized and empowered to locate,
3 erect and maintain in the Kennebec river, between Caratunk
4 Falls in the towns of Embden and Solon and the "Ellis" farm,
5 so called, in the town of Concord, piers and booms for the
6 purpose of collecting, holding and sorting logs, pulp wood
7 and other lumber coming down said Kennebec river. Said
8 works shall be so constructed as to provide for the prompt

9 and convenient passage of all logs, pulp wood and other lum-
10 ber that may come within the same, without unreasonable
11 or unnecessary delay; and it shall be the duty of said Umba-
12 gog Paper Company to sort and turn out at least thirty
13 thousand logs per day on the average, each week, through
14 said booms, when there is that number therein; but in
15 case said Umbagog Paper Company does not sort and turn
16 out the required number, the Kennebec Log Driving Com-
17 pany, upon notice to said Umbagog Paper Company in writ-
18 ing, left at its office, shall have the right to put men of its
19 own selection upon said booms at the charge and expense of
20 said Umbagog Paper Company, in order that the required
21 number of logs may be put through the same; but nothing
22 herein contained shall make said Umbagog Paper Company
23 liable for any delay caused by said piers and booms except
24 as herein otherwise specified. Any stray logs, pulp wood or
25 other lumber not destined for use and manufacture at the
26 mills of said Umbagog Paper Company, if found in the stor-
27 age booms of said Umbagog Paper Company, shall be turned
28 out thereof by said Umbagog Paper Company, at its own
29 charge and expense, upon demand in writing of the owners
30 thereof, or of said Kennebec Log Driving Company. All
31 damages for flowage caused by the construction of said piers
32 and booms shall be determined by the county commissioners
33 of Somerset county.

Section 2. Said Umbagog Paper Company shall be liable
2 to indemnify the Kennebec Log Driving Company and the

3 log owners for any loss or damage by reason of logs or other
4 lumber lodged on lands adjoining the waters affected by any
5 works constructed under this act whenever said lodgment
6 is caused by any jam produced by said works.

Sect. 3. Said Umbagog Paper Company, its successors
2 and assigns, may take such lands as may be necessary for
3 the erection and maintenance of said piers and booms men-
4 tioned in Section one and connect the same with the shores,
5 and may with their agents and teams pass and repass over
6 said shores to and from the same over the lands of other
7 persons, for the purposes aforesaid and for the operation
8 and management of said booms. Said company shall be held
9 liable to pay all damages that shall be sustained by any per-
10 son or persons by the taking of any lands or rights of way
11 and for any other injuries resulting from said acts; and if
12 any person sustaining damage as aforesaid, shall not agree
13 with said company upon the sum to be paid therefor, either
14 party on petition to the county commissioners of Somerset
15 county, may have damages assessed by them; and subsequent
16 proceedings and rights of appeal thereon shall be had in the
17 same manner and under the same conditions, restrictions and
18 limitations as are by law prescribed in the case of damages
19 by the laying out of highways.

Sect. 4. This act shall take effect when approved.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES,

Augusta, February 15, 1907.

Reported by Mr. LEIGHTON from Committee on Interior Waters, and
ordered printed under joint rules.

E. M. THOMPSON, *Clerk*.