

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FORTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE.

1869.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 26, 1840, and March 16, 1842.

AUGUSTA:
SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.
1869.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1869.

CHAP. 49.

Powers, privileges, &c.

steamboats, of the Passadumkeag river, with all the powers and privileges, and subject to all the duties and liabilities provided by the general laws of the state.

Capital stock.

SECT. 2. The capital stock of said corporation shall not be less than fifty, nor more than one hundred shares, at fifty dollars each, and any person subscribing to said stock shall be personally liable to pay the assessments thereon, not exceeding fifty dollars per share.

First meeting, how called.

SECT. 3. Any person named in this act may call the first meeting of said corporation, for the purpose of organizing the same, by giving written notice to all parties interested therein.

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

Approved February 11, 1869.

Chapter 49.

An act for the extension of the charter of the Bangor Boom Company.

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

Charter extended to 1890.

SECT. 1. The act of incorporation granted Thomas M. Moody, his associates and successors, to erect and maintain side booms, with sufficient piers, in the Penobscot river, near Treat's falls, approved March twenty-second, in the year of our Lord one thousand eight hundred and forty-three, entitled "An act to incorporate the Bangor Boom Company," shall continue and remain in force until the twenty-first day of March, in the year of our Lord one thousand eight hundred and ninety, with all the powers and privileges granted to said company, and under all the duties and responsibilities imposed upon them by said act of incorporation; but the erections of said company shall not occupy more than one-third of said river, leaving open and vacant the centre or channel of it, so as not to impede or injure the reasonable navigation thereof. And all the powers, rights and privileges hereby granted are subject and subordinate to the rights, powers and privileges of any company incorporated in this state to build a dam or dams across said Penobscot river at or near said Treat's falls.

Powers, rights and privileges.

SECT. 2. It shall be the duty of said company to provide with ordinary care and diligence a sufficient boom or booms, to secure all logs and lumber passing into the same, and promptly raft the same out, and to provide all suitable warp, rigging, wedges and other material for the rafting of the logs and lumber, and as a compensation for such service, the said corporation, instead of the toll now provided, shall be entitled to demand and receive for such booming and rafting, seventy cents for each thousand feet, board

Compensation for rafting logs, increased.

measure, full scale, and a lien is hereby created upon all logs and lumber to secure the payment of said seventy cents toll for such boomage and rafting, but the logs of any particular mark shall only be liable and holden to pay the toll for the boomage and rafting of such mark; and if no owner or owners of the logs and lumber pay such toll within ten days after his or their logs are rafted out of said boom, the said corporation may sell at public auction in Bangor so many thousand feet, board measure, full scale, to be ascertained by some competent scale of said logs and lumber, as may be necessary to pay the said toll, and other reasonable and necessary charges for advertising and selling the same, the said corporation, by their treasurer, first giving notice of the time and place of sale, describing the mark of said logs and lumber as near as may be, in some daily newspaper published in Bangor, twelve days at least before the day of sale; and if all of said logs are not sold, the remainder shall, with ordinary care and diligence, be kept by said corporation for the space of thirty days longer, and if no owner or owners appear and pay the reasonable charges of said company for securing and keeping said logs, all of such remaining logs shall be sold in Bangor at public auction, by the thousand feet, board measure, full scale, to be ascertained by some competent scaler, the corporation first giving the same notice required in case of selling for the non-payment of toll, and the proceeds shall be retained by the said corporation for the owner for the space of two years, and no longer; and after the lapse of two years, it shall then be the duty of said corporation to expend said proceeds in improving the navigation of the Penobscot river for logs between the said boom and Oldtown falls.

Logs and lumber not required to be kept more than ten days.

Notice of sale, how given.

Certain toll, how appropriated.

SECT. 3. And the said corporation may take and use the shores of the Penobscot river contiguous to their boom, for the purpose of booming and securing all logs and lumber, hanging their boom or booms and operating the same, excepting the shore owned by the company incorporated to build a dam across Penobscot river at or near Treat's falls; *provided, however*, the said corporation shall pay to the proprietor or proprietors of such shore or shores so taken, used or occupied, such annual rent or yearly damages as may be agreed upon by the parties; and if the parties cannot agree, the proprietor or proprietors of such shore or shores may obtain such annual rent or yearly damages in the same mode and manner as is provided in chapter ninety-two of the revised statutes for damages where land is flowed by the erection of mills and dams. And the yearly damages or annual rent now fixed shall continue at the same rate until the proprietor or proprietors of such shore or shores shall make application within one year, in the mode and manner aforesaid, for an increase of yearly damages or annual rent.

Corporation may take land for certain purposes.

Proviso.

CHAP. 50.

SECT. 4. All acts or parts of acts inconsistent with the provisions of this act, are hereby repealed.

Approved February 11, 1869.

Chapter 50.

An act to incorporate the Winterport Savings Bank.

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

Corporators.	SECT. 1. George S. Silsby, James Haley, N. H. Hubbard, T. Cushing, Edwin F. Littlefield, Elbridge Fernald, Joseph Clark, T. W. Vose, Elisha C. Arey, Samuel Dillaway, Elijah Hackett, Joseph N. Atwood, Job Lord, John Atwood, Charles Abbott, Bidfield Plummer, George White, Charles P. Rich, W. R. Morrill, Joseph Robinson, T. O. Thompson, T. H. Cushing, their associates, successors and assigns, are hereby constituted a body politic
Corporate name.	and corporate by the name of the Winterport Savings Bank, with
Powers.	full power by that name to prosecute suits at law and in equity, to have and use a common seal, and to establish such by-laws, rules and regulations as are necessary for the government and management of their concerns and not repugnant to the laws of this state.
Location	SECT. 2. Said corporation shall be established in the town of Winterport, in the county of Waldo, and shall be subject to all the liabilities and the duties, and enjoy all the rights and privileges conferred upon similar institutions by the laws of this state.
Rights and privileges.	
Deposits, how used.	SECT. 3. Said corporation is hereby authorized to receive deposits of money, and to issue certificates therefor, and such deposits of money shall be used as they shall deem most for the interest and benefit of said corporation ; and such deposits may be withdrawn at such reasonable times, and in such manner as said corporation shall appoint, and the net income or profit thereof shall be divided among the depositors, their executors or assigns, in just proportion.
May be withdrawn.	
First meeting, how called.	SECT. 4. George S. Silsby, named herein, is authorized to call the first meeting of said corporation, by giving seven days' notice in one of the papers published in the city of Bangor of the time and place of such meeting, at which meeting, and at every subsequent annual meeting, said corporation may elect by ballot, any person or persons as members thereof, may choose such officers as may to them seem proper for their organization and government, who shall continue in office one year, and until others are chosen and qualified in their stead ; and the persons elected treasurer and secretary, before entering upon their official duties, shall be sworn
May elect associates, Officers.	
Tenure of office.	