

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE.

1880.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

AUGUSTA:
SPRAGUE & SON, PRINTERS TO THE STATE.
1880.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1880.

which this charter is granted, then and in that case this CHAP. 278
 charter is null and of no effect.

Approved March 11, 1880.

Chapter 278.

An act to prevent the taking of Fish from Wilson Pond, in the town of Greenville,
 in the county of Piscataquis.

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

No fish of any kind shall be taken from Wilson pond, in
 the town of Greenville, and county of Piscataquis, with hook
 and line, or in any other way, from the first day of October,
 to the first day of June following, for the period of five
 years. The penalty of the violation of this act, shall be a
 fine of not more than ten dollars for each fish so taken, to be
 recovered on complaint before any trial justice, police, or
 municipal court in said county of Piscataquis, one half to the
 complainant, and the other half to the use of said town of
 Greenville.

Taking fish from
 Wilson pond
 restricted.

—penalty.

Approved March 11, 1880.

Chapter 279.

An act Incorporating the Dead River Log Driving Company.

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

SECT. 1. That Elias Milliken, Joseph Clark, J. M.
 Haynes, Franklin Smith, J. R. Bodwell, William B. Snow,
 Ira D. Sturgis and Abner Coburn, their associates and suc-
 cessors, be and they are hereby made a body politic and
 corporate, by the name and style of Dead River Log Driving
 Company, and by that name, may sue and be sued, prosecute
 and defend to final judgment and execution, both in law and
 in equity, and may make and adopt any and all regulations
 and by-laws not repugnant to the constitution and laws of
 the state, and may adopt a common seal, may hold real and
 personal estate sufficient to carry on successfully the business
 of the Dead River Log Driving Company, and may grant and

Corporators.

Corporate name,
 powers and
 purposes.

CHAP. 279 vote money for the same. And said company shall drive all logs and other timber coming into said Dead river, between the forks of Dead river and the Kennebec river, for the purpose of being driven to market. And said company may, for the purposes aforesaid, remove obstructions, erect booms and dams, where the same may be lawfully done, and shall have all the powers and privileges, and be subject to all the liabilities incident to corporations of a similar nature.

Officers, election and appointment.

SECT. 2. The officers of said company shall be a clerk, treasurer and a board of five directors, all of whom shall be chosen by ballot and sworn, and a master driver and such other officers and agents as may be deemed necessary may be appointed by the directors, unless chosen at the annual meeting. The directors shall, at their first meeting, elect one of their number, who shall be president of the company. A majority of the board of directors shall constitute a quorum for doing business. The treasurer shall give bond to the acceptance of the directors.

Membership.

SECT. 3. Any person, persons or corporations, or their agents, owning logs or other timber to be driven on said Dead river, shall be members of the Dead River Log Driving Company, and shall so continue for one year at least, and shall have all the privileges, and be subject to all the liabilities thereto.

Members to file statement of logs to be driven.

SECT. 4. The members of said company owning logs or other timber to be driven down said river, shall on or before the first day of May in each year, file with the clerk, a correct statement in writing, signed by such owner or owners, his or their authorized agent, of all such logs or timber, of the number of feet, board measure, full scale, and the marks thereon, together with the place from which said logs are to be driven. And after the directors shall have ascertained the amount expended for driving and securing said logs, and other necessary expenses for the season, and shall have ascertained the number of feet of the different marks of logs and timber to be assessed for paying said expenses, they shall have the right to assess the same to owners, if known, or to owners unknown, making such discount for logs driven less than the whole distance, as in their opinion may be right and equitable. And if any owner or agent shall refuse or neglect to file such statement in the manner herein prescribed, the

Directors to assess owners for expense of driving logs.

directors may assess such delinquent, or delinquents for his or their proportion of the expenses, such sum, or sums as may be considered by the directors just and equitable, and such assessment shall be final. Said assessment to be made as soon as may be after the close of the drive at the lake. And said company shall have a lien on all logs and other timber by them driven to secure the tax so made, which shall not be discharged until said assessment, with all costs and interests shall be finally paid. The directors shall keep a record of the assessments in the office of the clerk, which shall be open to the inspection of all persons interested.

Company to have lien on logs to secure payment of tax.

SECT. 5. The directors shall give to the treasurer a list of all assessments by them made, with a warrant in due form, under their hands, directing him to collect the same. And it shall be the duty of the treasurer immediately after receiving such lists, to notify in writing, all persons therein assessed, the amount of tax upon their several marks. And all owners of logs and other timber, shall be required to pay the amount of their several assessments, within fifteen days of the date of said assessment, and at the end of said fifteen days, should the whole or any part of any member's assessment remain unpaid, the treasurer shall have power to take possession of a sufficient quantity of the logs or other timber of any mark which has been assessed to said member, and advertise the same for sale at public auction, by posting up in some conspicuous place in Gardiner, a notice of such sale, stating therein the names of the persons taxed, with the marks assessed, and the amount of assessment unpaid, ten days at least before the day of sale, and unless such assessments, with all expense incurred, are previously paid, he may then proceed to sell to the highest bidder, a sufficient quantity of such logs, or other timber; to pay such assessment, with all proper costs and interest from the date of such assessment. Said sale to be in the city of Gardiner, or at any other place, where said logs or other timber may be found.

Directors to give treasurer list of assessments with warrant to collect same.

—to be paid within fifteen days.

Logs may be taken, advertised and sold.

SECT. 6. The private property of each member of said company, shall be holden to pay all debts contracted by said company, in default of company property, whereon execution may be satisfied.

Private property held for debts of company.

SECT. 7. The first meeting of said company may be called by any one of the corporators named in this act, by written

First meeting, how called.

CHAP. 280

Annual meetings,
how called.

Act to incorporate
Kennebec Log
Driving Company
not to apply to
Dead river.

notice to each member. Annual meetings shall be called by the clerk, on the first Wednesday of February in each year, or at such times as the company may vote, by giving fourteen days' notice in some newspaper published in Kennebec or Somerset counties; special meetings may be called by order of the directors, with like notice.

SECT. 8. Chapter two hundred and sixteen of the private laws of eighteen hundred and sixty-nine, entitled "An act to amend 'an act to incorporate the Kennebec Log Driving Company,'" is hereby amended so that it shall not apply to Dead River.

SECT. 9. This act shall take effect when approved.

Approved March 11, 1880.

Chapter 280.

An act for the protection of Trout and Land-Locked Salmon, in the Rangely, South Bog, Bemis, Cupsuptic, and Kennebago Streams.

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

Taking of fish in
certain waters
restricted.

SECT. 1. No person shall take, catch, kill, fish for, or destroy any trout or land lacked salmon, in the Rangely stream, in the town of Rangely, between the mouth of Kennebago stream, and Howard's dam, at the foot of Rangely lake, from the first day of July, to the first day of May; nor in the South Bog stream, which empties into said Rangely lake, from the first day of July, to the first day of May; nor in the Bemis stream, which empties into lake Mooselucmagentic, one of the Rangely chain of lakes, so called, from the first day of July, to the first day of May; nor in the Cupsuptic stream, which empties into Cupsuptic lake, one of said chain of lakes, between the foot of the first falls towards its mouth, and its source, from the first day of July, and the first day of May; nor in the Kennebago stream, between the foot of the first falls, near its junction with the Rangely stream, and the upper falls at the outlet of Kennebago lake, from the first day of September, to the first day of May.

Penalty for
violation of act.

SECT. 2. Any person who shall violate the provisions of this act, shall forfeit and pay the sum of ten dollars, for the attempt, and one dollar for each and every trout or land-locked salmon so taken, caught, killed or destroyed, to be