

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE

1897

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PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1897.

Chapter 553.

An Act to amend Chapter two hundred fourteen of the Private and Special Laws of eighteen hundred eighty-three, entitled "An Act to incorporate the Penobscot River Dam and Improvement Company, as amended by Chapter seventy-four of the Private and Special Laws of eighteen hundred eighty-seven, and by Chapter four hundred eighty-two of the Private and Special Laws of eighteen hundred eighty-nine, and by Chapter six hundred twenty of the Private and Special Laws of eighteen hundred ninety-three.

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

Sect. 1. Section two of said act is hereby amended by adding after the word "Greenbush," in the fourth line of said section, the following: 'Said corporation shall appropriate and cause to be expended annually for the purpose of hanging and maintaining booms upon said river the sum of twelve hundred dollars; said booms to be hung and maintained and said money to be expended under the direction of a committee selected, as follows: one by the Mattawamkeag Log Driving Company, one by the Penobscot Log Driving Company and one by the Penobscot East Branch Log Driving Company.' So that said section, as amended, shall read as follows:

'Sect. 2. Said corporations may build dams, side dams, piers, booms, remove rocks, and make any other improvements to facilitate log driving in that part of the main Penobscot river above Greenbush. Said corporation shall appropriate and cause to be expended annually for the purpose of hanging and maintaining booms upon said river the sum of twelve hundred dollars; said booms to be hung and maintained and said money to be expended under the direction of a committee selected as follows: one by the Mattawamkeag Log Driving Company, one by the Penobscot Log Driving Company and one by the Penobscot East Branch Log Driving Company; and said corporation may take land and material necessary to construct their said works and improvements, and said corporation shall pay the proprietors of the land and material so taken such sum for damages as said corporation and said proprietors may agree upon; and if said corporation and said proprietors cannot agree, the damages shall be ascertained and determined by the county commissioners for the county of Penobscot in the same mode and manner, and under the same conditions and limitations, as is now provided by law in case of damage by laying out of public highways.'

Charter amended.

Authorized to build dams and make improvements in Penobscot river.

—shall raise and expend money annually to maintain booms.

—by whom expended.

—may take land and materials.

—damages, how ascertained in case of disagreement.

CHAP. 553

Section 3,
amended.

Sect. 2. Section three of said act as amended by chapter six hundred and twenty of the private laws of eighteen hundred ninety-three, is further amended by striking out in the eleventh line of said section the words "two cents," and inserting in the place thereof the words 'one cent;' and by inserting after the word "Montague" in the twentieth line of said section the words 'and which have come into said Penobscot river above the mouth of the Madunkeunk stream,' so that said section, as amended, shall read as follows:

Tolls estab-
lished.

'Sect. 3. The said corporation may demand and receive a toll on all logs and lumber passing down the Penobscot river and over any dams or other improvements of such corporation, as follows: three cents for each thousand feet, board measure, on all logs and lumber that may come into the said Penobscot river above the mouth of the Mattawamkeag river; two and one-half cents for each thousand feet, board measure, on all logs and lumber that may come into the said Penobscot river out of said Mattawamkeag river, and between said Mattawamkeag river, and the mouth of Madunkeunk stream, one cent for each thousand feet, board measure, on all logs and lumber that may come into the said Penobscot river out of said Madunkeunk stream and between said Madunkeunk stream and the mouth of the Piscataquis river, and three-fourths of one cent for each thousand feet, board measure, on all logs and lumber that may come into the said Penobscot river out of said Piscataquis river and between said Piscataquis river and the foot of Passadumkeag falls. Provided, however, that on all logs and lumber not passing below Montague, and which have come into said Penobscot river above the mouth of the Madunkeunk stream, the toll shall be two cents for each thousand feet, board measure. And said corporation shall have a lien on all such logs and lumber for the payment of said toll, but the logs and lumber of each particular mark shall be holden only for the toll on such mark, and if the toll on any particular mark of logs or lumber shall not be paid within twenty days after the logs or lumber of such mark, or the major part thereof, shall have arrived within the limits of the Penobscot boom, or at Montague, then said corporation may enforce said lien in the manner provided in sections thirty-eight and thirty-nine of chapter ninety-one of the revised statutes for enforcing liens on logs and lumber.

—lien on
logs.—how en-
forced.