

# MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE,

DURING ITS SESSION

A. D. 1846.



*AUGUSTA:*

WM. T. JOHNSON, PRINTER TO THE STATE.

1847.

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# TWENTY-SIXTH LEGISLATURE.

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No. 20.

HOUSE.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND  
FORTY-SIX.

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### AN ADDITIONAL ACT relating to the Kennebec Log Driving Company.

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

SECTION 1. Whenever the directors of the Kenne-  
2 bec Log Driving Company shall judge it for the in-  
3 terest of the owners of logs and other timber remain-  
4 ing in the booms or in any place exposed to loss, after  
5 the first day of October in any year, to collect and  
6 deposit in suitable and convenient places and proper-  
7 ly secure the same ; they are hereby authorized so to  
8 collect and deposit such logs and timber thus situated,  
9 and to use all reasonable care safely to keep the same,  
10 until removed by the owners thereof, or are otherwise  
11 disposed of in the manner provided in this act.

SEC. 2. Upon all logs and other timber thus col-

2 lected and deposited, the directors shall assess the ex-  
3 pense actually incurred thereon, with such additional  
4 sums as may be deemed necessary to cover necessary  
5 future expenditures upon them while in their charge ;  
6 and the method of proceeding for the collection of  
7 assessments thus made, shall be the same as provided  
8 by law in relation to assessments for driving logs upon  
9 Kennebec River ; and said company shall have a lien  
10 upon the logs and other timber for the full payment  
11 of all expenses ; or the treasurer may recover such  
12 assessments, and all other assessments made by virtue  
13 of an act relating to said company approved March  
14 third, A. D. 1843, in an action of debt in the name of  
15 the Kennebec Log Driving Company, in any court  
16 competent to try the same ; and no action shall abate  
17 by reason of all the owners not being joined as defend-  
18 ants ; and the owners of all logs and other timber thus  
19 deposited, upon the full payment of the sums thus as-  
20 sessed upon their respective marks, shall be at liberty  
21 to take the logs and other timber thus deposited be-  
22 longing to them respectively.

SEC. 3. If any logs or other timber shall remain in  
2 the depositories upon the first day May next ensuing,  
3 upon which the assessments have not been paid, the  
4 directors may immediately thereafter advertise for

5 three weeks successively in some newspaper printed  
6 in each of the towns of Augusta, Gardiner and Bath,  
7 notifying all owners of logs and other timber, deposit-  
8 ed under this act, to remove the same within thirty  
9 days from said first day of May ; and all logs not re-  
10 moved prior to that time, and upon which the assess-  
11 ments have not been paid, may be sold at public auc-  
12 tion, and the proceeds thereof, after deducting all un-  
13 paid assessments and necessary expenses of sale, shall  
14 be paid upon demand by the treasurer of the company  
15 to the owners of logs and other timber thus sold, and  
16 all logs and other timber not removed by the owners,  
17 by virtue of this act, remaining in said depositories  
18 upon the first day of June, shall be at the expense of  
19 the owners thereof.

SEC. 4. A committee shall be chosen at each annual  
2 meeting, who shall be authorized, whenever they shall  
3 judge the interest of the log owners to require it, to  
4 collect and secure all logs and other timber which  
5 may drift below the Chops (so called) on said river,  
6 and for all expenses incurred by said committee, a  
7 lien is hereby created upon all logs and other timber  
8 so secured, and said committee shall be authorized to  
9 assess upon all such logs and timber, a tax sufficient  
10 to pay such expense ; and if such tax is not paid or

11 secured, and the logs removed prior to the first day of  
12 August, they may proceed to sell at public auction, in  
13 Bath, all such logs and other timber not previously  
14 removed and the assessments thereon paid ; and prior  
15 to proceeding to such sale, notice thereof shall be  
16 published three weeks successively, in some newspa-  
17 per printed in each of the towns of Augusta, Gardiner  
18 and Bath, and the proceeds of such sales, after de-  
19 ducting all necessary charges, shall be paid by the  
20 treasurer of said company, on demand, to the owners  
21 of such logs and other timber thus sold.

SEC. 5. So much of the eighth section of an act  
2 relating to this company, approved March the third, A.  
3 D. 1843, as relates to the publishing a list of marks  
4 of logs, with the amount assessed upon each mark, is  
5 hereby repealed, and in lieu thereof, the treasurer  
6 shall be required to give notice of the time and place  
7 of sale of all logs referred to in said section, without  
8 giving each mark separately, in all other respects  
9 complying with the provisions of said section.

SEC. 6. The fourth and twentieth sections of the  
2 act relating to the Kennebec Log Driving Company,  
3 approved March third, A. D. 1843, and also the whole  
4 of the act extending the authority of this company,  
5 approved March seventeenth, A. D. 1845, are hereby

6 repealed; and this act shall take effect and be in  
7 force, from and after the date of its approval by  
8 the governor.

# STATE OF MAINE.

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HOUSE OF REPRESENTATIVES, July 2, 1846.

*Ordered,* That 350 copies of the foregoing bill reported from the Committee on Interior Waters, be printed for the use of the Legislature.

SAMUEL BELCHER, *Clerk.*