

# MAINE STATE LEGISLATURE

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# FIFTY-EIGHTH LEGISLATURE.

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HOUSE.

No. 126.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND  
SEVENTY-NINE.

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AN ACT incorporating the Moose River Log Driving  
Company.

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

SECTION 1. That Elias Milliken, Joseph Brad-  
2 street, Joseph Clark, J. M. Haynes, Edward J.  
3 Lawrence, Franklin Smith, C. B. Foster and Abner  
4 Coburn, their associates and successors, be and  
5 they are hereby made a body politic and corporate  
6 by the name and style of Moose River Log Driv-  
7 ing Company, and by that name may sue and be  
8 sued, prosecute and defend to final judgment and  
9 execution, both in law and in equity; and may  
10 make and adopt any and all regulations and by-  
11 laws not repugnant to the constitution and laws of

12 the state, and may adopt a common seal, may hold  
13 real and personal estate sufficient to carry on suc-  
14 cessfully the business of the Moose River Log  
15 Driving Company, and may grant and vote money  
16 for the same. And said company shall drive all  
17 logs and other timber coming into said Moose  
18 river, between the Moose river bridge and Moose-  
19 head lake, for the purpose of being driven to  
20 market. And said company may for the pur-  
21 poses aforesaid, remove obstructions, erect booms  
22 and dams, where the same may be lawfully done,  
23 and may use steam or other power for the purpose  
24 of towing logs and booms, and shall have all the  
25 powers and privileges and be subject to all the lia-  
26 bilities incident to corporations of a similar nature.

SECT. 2. The officers of said company shall be a  
2 clerk, treasurer and a board of five directors, all of  
3 whom shall be chosen by ballot and sworn; and a  
4 master driver, and such other officers and agents  
5 as may be deemed necessary, may be appointed by  
6 the directors, unless chosen at the annual meeting.  
7 The directors shall at their first meeting elect one  
8 of their number who shall be president of the com-  
9 pany. A majority of the board of directors shall  
10 constitute a quorum for doing business. The

11 treasurer shall give bond to the acceptance of the  
12 directors.

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

SECT. 4. The members of said company owning  
2 logs or other timber to be driven down said river,  
3 shall, on or before the first day of May in each  
4 year, file with the clerk a correct statement in writ-  
5 ing, signed by such owner or owners, his or their  
6 authorized agent, of all such logs or timber, of the  
7 number of feet board measure, full scale, and the  
8 marks thereon, together with the place from which  
9 said logs are to be driven. And after the directors  
10 shall have ascertained the amount expended for  
11 driving and securing said logs, and other necessary  
12 expenses for the season, and shall have ascertained  
13 the number of feet of the different marks of logs  
14 and timber to be assessed for paying said expenses,  
15 they shall have the right to assess the same to  
16 owners if known, or to owners unknown, making  
17 such discount for logs driven less than the whole.

18 distance as in their opinion may be right and  
19 equitable. And if any owner or agent shall refuse  
20 or neglect to file such statement in the manner  
21 herein prescribed, the directors may assess such  
22 delinquent or delinquents, for his or their propor-  
23 tion of the expenses, such sum or sums as may be  
24 considered by the directors just and equitable, and  
25 such assessment shall be final. Said assessment  
26 to be made as soon as may be after the close of the  
27 drive at the lake. And said company shall have a  
28 lien on all logs and other timber by them driven to  
29 secure the tax so made, which shall not be dis-  
30 charged until said assessment, with all costs and  
31 interest, shall be finally paid. The directors shall  
32 keep a record of the assessments in the office of  
33 the clerk, which shall be open to the inspection of  
34 all persons interested.

SECT. 5. The directors shall give to the treasurer  
2 a list of all assessments by them made, with a war-  
3 rant in due form, under their hands, directing him  
4 to collect the same. And it shall be the duty of  
5 the treasurer, immediately after receiving such lists,  
6 to notify in writing all persons therein assessed, the  
7 amount of tax upon their several marks. And all  
8 owners of logs and other timber shall be required  
9 to pay the amount of their several assessments,

10 within fifteen days of the date of said assessment,  
11 and at the end of said fifteen days, should the  
12 whole or any part of any member's assessment  
13 remain unpaid, the treasurer shall have power to  
14 take possession of a sufficient quantity of the logs or  
15 other timber of any mark which has been assessed  
16 to said member, and advertise the same for sale at  
17 public auction, by posting up in some conspicuous  
18 place in Gardiner, a notice of such sale, stating  
19 therein the names of the persons taxed, with the  
20 marks assessed, and the amount of assessment  
21 unpaid, ten days at least before the day of sale;  
22 and unless such assessments, with all expenses  
23 incurred, are previously paid, he may then proceed  
24 to sell to the highest bidder a sufficient quantity of  
25 such logs or other timber to pay such assessment,  
26 with all proper costs, and interest from the date  
27 of such assessment, said sale to be in the city of  
28 Gardiner, or at any other place where said logs or  
29 other timber may be found.

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

SECT. 7. The first meeting of said company may  
2 be called by any one of the corporators named in

3 this act, by written notice to each member. An-  
4 nual meetings shall be called by the clerk on the  
5 first Wednesday of February in each year, or at  
6 such times as the company may vote, by giving  
7 fourteen days' notice in some newspaper published  
8 in Kennebec or Somerset counties. Special meet-  
9 ings may be called by order of the directors with  
10 like notice.

SECT. 8. This act shall take effect when approved.

STATE OF MAINE.

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IN HOUSE OF REPRESENTATIVES, }  
February 13, 1879. }

Reported from the Committee on Interior Waters, by Mr. DICKEY of Fort Kent, and on motion of Mr. CURRAN of Calais, ordered printed.

B. L. STAPLES, *Clerk.*