

MAINE STATE LEGISLATURE

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FIFTY-NINTH LEGISLATURE.

HOUSE.

No. 86

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND
EIGHTY.

AN ACT incorporating the Dead River Log Driving Company.

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

SECTION 1. That Elias Milliken, Joseph Clark,
2 J. M. Haynes, Franklin Smith, J. R. Bodwell,
3 William B. Snow, Ira D. Sturgis 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 Dead River Log Driving
7 Company, and by that name may sue and be sued,
8 prosecute and defend to final judgment and execu-
9 tion, both in law and in equity, and may make and
10 adopt any and all regulations and by-laws not
11 repugnant to the constitution and laws of the state,

12 and may adopt a common seal, may hold real and
13 personal estate, sufficient to carry on successfully
14 the business of the Dead river log driving com-
15 pany, and may grant and vote money for the same.
16 And said company shall drive all logs and other
17 timber coming into said Dead river, between the
18 forks of Dead river and the Kennebec river, for
19 the purpose of being driven to market. And said
20 company may for the purposes aforesaid remove
21 obstructions, erect booms and dams, where the
22 same may be lawfully done, and shall have all the
23 powers and privileges, and be subject to all the
24 liabilities, incident to corporations of a similar
25 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 as
5 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 Dead river, shall be members of the
4 Dead river log driving company, and shall so con-
5 tinue for one year, at least, and shall have all the
6 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
5 writing, signed by such owner or owners, his or
6 their authorized agent, of all such logs or timber,
7 of the number of feet, board measure, full scale
8 and the marks thereon, together with the place
9 from which said logs are to be driven. And after
10 the directors shall have ascertained the amount
11 expended for driving and securing said logs, and
12 other necessary expenses for the season, and shall
13 have ascertained the number of feet of the differ-
14 ent marks of logs and timber to be assessed for
15 paying said expenses, they shall have the right to
16 assess the same to owners, if known, or to owners
17 unknown, making such discount for logs driven
18 less than the whole distance as in their opinion may
19 be right and equitable. And if any owner or

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

SECT. 5. The directors shall give to the treas-
2 urer a list of all assessments by them made, with a
3 warrant in due form, under their hands, directing
4 him to collect the same. And it shall be the duty
5 of the treasurer immediately after receiving such
6 lists, to notify in writing all persons therein
7 assessed, the amount of tax upon their several
8 marks. And all owners of logs and other timber,
9 shall be required to pay the amount of their sev-
10 eral assessments, within fifteen days of the date of
11 said assessment, and at the end of said fifteen days,

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

5 Wednesday of February in each year, or at such
6 times as the company may vote, by giving four-
7 teen days' notice in some newspaper published in
8 Kennebec or Somerset counties; special meetings
9 may be called by order of the directors, with like
10 notice.

SECT. 8. Chapter two hundred and sixteen of
2 the private laws of eighteen hundred sixty-nine,
3 entitled an act to amend an act to incorporate the
4 Kennebec log driving company, is hereby amended
5 so that it shall not apply to Dead river.

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

In HOUSE OF REPRESENTATIVES, }
February 27, 1880. }

Reported from the Committee on Interior Waters in the Senate.
Ordered printed on motion of Mr. YOUNG of Brunswick.

ORAMANDAL SMITH, *Clerk.*