

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

---

---

# Sixty-Fourth Legislature.

---

---

HOUSE.

No. 244.

---

---

## STATE OF MAINE.

---

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

---

AN ACT to authorize the erection of dams and booms  
in the Androscoggin river, between Topsham and  
Brunswick.

---

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

SECTION 1. Nathan L. Marshall and Ansel  
2 Dudley their associates, successors and assigns are  
3 hereby authorized and empowered to locate, build  
4 and maintain in the Androscoggin river, above the  
5 railroad bridge and between the towns of Topsham  
6 and Brunswick, piers, dams, and side dams, booms  
7 and sluices, for the purpose of booming and holding  
8 logs, spars, pulpwood and other lumber.

SECT. 2. Said parties shall boom all stray or prize  
2 logs and hold them for the space of twenty days,

3 after giving notice to the owners, if known, and if  
4 not known by publishing in the Lewiston Journal,  
5 three weeks successively, the number and marks of  
6 the logs so held, unless claimed by the owners  
7 thereof before such notice is given, and shall be  
8 entitled to charge fifteen cents for each log so  
9 boomed and held by them, and all expenses for said  
10 notice; said parties shall hold said logs for such  
11 further space not exceeding sixty days, as they  
12 may be requested by the owners, if such request is  
13 made to them within the twenty days above men-  
14 tioned and they may charge a reasonable compen-  
15 sation for such additional space.

All logs not claimed and taken away within the  
17 said sixty days shall be forfeited to the owners of  
18 the booms, and—said owners shall have a lien on  
19 such logs for all the charges above named, which  
20 shall continue for ninety days from the date of  
21 notice aforesaid and be enforced by attachment,—  
22 *provided, however*, that in case any logs or lumber  
23 of an amount exceeding fifty thousand at any one  
24 time, shall break away from any boom on the river  
25 above the boom hereby authorized or shall escape  
26 from the control of the owners thereof, it shall be  
27 the duty of the owners of this boom on request of

28 the owners of said logs to boom said logs and raft  
29 and hold them for the owner for a period of three  
30 months and they shall be entitled to a reasonable  
31 compensation therefor. And provided further, if  
32 said logs come into said boom on the fall freshets  
33 or cannot be secured by reasonable care, the owners  
34 of said boom shall not be responsible for the loss  
35 thereof. Said owners shall have a lien on all logs  
36 boomed and held by them under the above proviso,  
37 which shall continue thirty days after the expiration  
38 of the three months said logs are to be held, and to  
39 be enforced by attachment.

SECT. 3. The parties named in the first section  
2 of this act, their associates, successors and assigns  
3 may take such lands as may be necessary for the  
4 erection and maintenance of said piers, dams and  
5 booms, and for connecting the dams with the shores,  
6 or any island, and may with their agents and teams,  
7 pass and repass over said shores and to and from  
8 them, over the lands of other persons, for the  
9 purposes aforesaid and for the managing said  
10 booms, making compensation therefor as is pro-  
11 vided in the case of damages for lands taken in  
12 laying out highways.

SECT. 4. This act shall take effect when ap-  
2 proved.

STATE OF MAINE.

---

HOUSE OF REPRESENTATIVES, }  
February 23, 1889. }

Tabled pending third reading and ordered printed on motion of Mr.  
WINTER of West Bath.

NICHOLAS FESSENDEN, *Clerk.*