

MAINE STATE LEGISLATURE

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Seventy-first Legislature.

HOUSE.

No. 81

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND THREE.

AN ACT authorizing and empowering the Springer Lumber
Company to erect and maintain piers and booms in the Matta-
wamkeag River.

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

Section 1. The Springer Lumber Company, a corporation
2 organized under the general laws of the State, its successors
3 and assigns, are hereby authorized and empowered to locate,
4 erect and maintain in the Mattawamkeag river between a line
5 drawn across said river at the mouth of Wytovitlock stream
6 and a line drawn across said river five hundred yards above
7 the bridge connecting Drew Plantation, in the county of
8 Penobscot, and Reed Plantation, in the county of Aroostook,
9 piers and booms for the purpose of collecting, holding, sepa-
10 rating and sorting out logs and other lumber coming down

11 said Mattawamkeag river. Provided, however, that at least
12 two sorting gaps are constructed, maintained and used for
13 the passage of logs and other lumber through said booms.
14 Said piers and booms shall be so located, constructed, main-
15 tained and used that logs and lumber running down said
16 river belonging to other parties and not destined for use and
17 manufacture at the mills of said company, its successors or
18 assigns, shall not be unreasonably impeded or delayed, and
19 in no case shall logs and other lumber be delayed longer than
20 twenty-four hours, and the logs or lumber of other parties,
21 when stopped for sorting, shall be turned by as soon as they
22 practically can be sorted and separated from logs and lumber
23 destined for use and manufacture at said mills, and any stray
24 logs or other lumber not destined for use and manufacture
25 at the mills of said company, if found in the booms of said
26 company, shall be turned out by said company upon written
27 demand of the owner or owners thereof, at its own charge
28 and expense.

Sect. 2. Said Springer Lumber Company, its successors
2 and assigns, by aid of such piers and booms are hereby
3 authorized and empowered to separate and sort out from the
4 logs and other lumber coming down said river all logs and
5 other lumber destined and intended for use and manufacture
6 at the mills of said company; provided, however, if upon the
7 approach of the rear of any drive of logs to the booms of
8 said company herein authorized to be constructed and main-
9 tained, it shall appear to the person in charge of such drive
10 that said company has not sufficient men to sort and turn by
11 the logs or other lumber arriving at said booms, so that such
12 drive may be unreasonably impeded or delayed, such person,
13 upon notice in writing to said company left at its office, shall
14 have the right to put men of his own selection upon said
15 booms, to expedite the sorting and turning by of the logs
16 and other lumber in such drive, who shall be paid by said

17 Springer Lumber Company ; and the additional cost, if any,
18 of making such drive through said booms in consequence of
19 such erections and piers of said company shall be paid by said
20 Springer Lumber Company ; but nothing herein contained
21 shall make said company liable for any delay caused by said
22 piers and booms. And said company is also authorized and
23 empowered to hold within the piers and booms mentioned
24 in this act and located, erected and maintained as aforesaid,
25 all logs and other lumber coming down said Mattawamkeag
26 river which are destined and intended for use and manu-
27 facture at the mills of said company.

Sect. 3. The Mattawamkeag Log Driving Company, a cor-
2 poration existing under the laws of the State, shall have the
3 right at any time to appoint an agent who is hereby author-
4 ized and empowered, and whose duty it shall be, to take
5 charge of and superintend the sorting of the logs and other
6 lumber running through the booms herein authorized, and
7 said company at the beginning of every driving season, or
8 at the time of the appointment of such agent, shall furnish
9 such agent a list of marks upon all logs and other lumber
10 intended to be manufactured at the mills of the company, and
11 such agent shall see to it that the logs and other lumber not
12 intended to be manufactured at the mills of the company are
13 not unreasonably detained in or by said booms. The com-
14 pensation of such agent shall not exceed two dollars fifty
15 cents per day, and shall be paid by said Springer Lumber
16 Company.

Sect. 4. Said Springer Lumber Company, its successors
2 and assigns, may enter upon, take and hold such lands as
3 may be necessary for the location, erection and maintenance
4 of the piers and booms mentioned in this act and connecting
5 the same with the shores, and may with their agents and
6 teams, pass and repass over said shores and to and from the
7 same, over the lands of other persons, for the purposes afore-

8 said, and for the operation and management of said piers
9 and booms, and the damages for such taking shall be assessed
10 and recovered as follows: If any person sustaining damages
11 as aforesaid cannot agree with said company upon the sum
12 to be paid therefor, either party on petition to the county
13 commissioners of the county in which the land so taken is
14 situated, may have the damages assessed by them, and sub-
15 sequent proceedings and right of appeal thereon shall be had
16 in the same manner and under the same conditions, restric-
17 tions and limitations as are by law prescribed in the case of
18 damages occasioned by the laying out of highways.

Sect. 5. This act shall take effect when approved.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES,

AUGUSTA, February 6, 1903.

Reported by Mr. SMITH of Madison, from Committee on Interior
Waters, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*