

MAINE STATE LEGISLATURE

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NEW DRAFT.

Seventy-first Legislature.

HOUSE.

No. 413

STATE OF MAINE.

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

AN ACT to amend the charter of the Penobscot Lumbering
Association.

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

Section 1. Chapter 298 of the Private and Special Laws of
2 1854, approved April 5, 1854, entitled "An Act to incorporate
3 the Penobscot Lumbering Association and to amend the char-
4 ter of the Penobscot Boom Corporation," is amended as fol-
5 lows:

'Section 18 of said chapter 298 of the Private and Special
7 Laws of 1854 is amended so that said section 18, as amended,
8 shall then read as follows: "In order to meet all payments
9 and expenses of every character due from the association,

10 they shall have power and it shall be their duty to make and
11 enforce assessments therefor, either after the payments or
12 expenses or in anticipation of the same, which assessments
13 shall be pro rata upon all logs or other lumber of which the
14 same number of sticks make a thousand feet, board measure ;
15 but in making the assessment in each year said association
16 shall first ascertain the average number of logs or other lum-
17 ber out of the total quantity rafted for such year that will
18 make a thousand feet, board measure, by adopting as a basis
19 of calculation the average number required for a thousand
20 feet, board measure, the previous year, and upon such average
21 number of logs or other lumber making a thousand feet, board
22 measure, there shall be one level, average rate of assessment,
23 and in addition to said level, average rate of assessment there
24 shall be an increase of one-half a cent per thousand feet,
25 board measure, for every log or stick required to make a
26 thousand feet, board measure, in excess of said average num-
27 ber, namely: logs or other lumber of which it takes to make
28 a thousand feet, board measure, one more stick than said
29 average number, shall have an additional assessment of one-
30 half a cent per one thousand feet, board measure, two more
31 sticks, one cent per thousand feet, board measure, three more
32 sticks, one and one-half cents per thousand feet, board meas-
33 ure, and so on in a like manner of increase; and there shall
34 be a similar rate of decrease from said level, average rate of
35 assessment of one-half a cent per one thousand feet, board
36 measure, when a less number than said average number of
37 logs or other lumber make a thousand feet, board measure,
38 all of which to be ascertained or estimated as the by-laws
39 may prescribe. For all such assessments a lien upon the
40 lumber shall exist enforcible as pointed out in the seventh
41 section of the charter of the Penobscot Boom Corporation,
42 and in the sixth section of the act additional thereto approved
43 March twenty-first, eighteen hundred and thirty-eight. If

44 any owner shall wish to take his lumber before the assessment
45 thereon has been made, he shall be permitted to do it upon
46 paying to the treasurer in advance such sum as he shall pre-
47 scribe, the amount to be made equal and just after the amount
48 to have been assessed shall be ascertained. In addition to
49 the lien aforesaid the association shall have remedy by action
50 of assumpsit against the owner or any person to whom the
51 lumber so assessed may have been transferred by mortgage,
52 pledge or other way of security.”’

Sect. 2. This act shall take effect when approved.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES,
AUGUSTA, March 18, 1903.

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

W. S. COTTON, *Clerk.*