

MAINE STATE LEGISLATURE

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Seventy-first Legislature.

SENATE.

No. 38

STATE OF MAINE.

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

AN ACT authorizing the Great Northern Paper Company to locate, erect and maintain piers and booms in the Kennebec River.

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

Section 1. The Great Northern Paper Company, its successors and assigns, are hereby authorized and empowered to locate, erect and maintain in the Kennebec river, between land of the Great Northern Paper Company and land of B. P. J. Weston in the town of Madison and the land of the heirs of George W. Walker and land of B. F. Walker in the town of Anson, piers and booms for the purpose of collecting, holding and sorting logs, pulp wood and other lumber coming down said Kennebec river. Said works shall be so constructed as to provide for the prompt and convenient passage

11 of all logs, pulp wood and other lumber that may come
12 within the same, without unreasonable or unnecessary delay ;
13 and it shall be the duty of said Great Northern Paper Com-
14 pany to sort and turn out at least twenty-two thousand five
15 hundred logs per day on the average, each week, through
16 said booms, when there is that number therein ; but in case
17 said Great Northern Paper Company does not sort and turn
18 out the required number, the Kennebec Log Driving Com-
19 pany, upon notice to said Great Northern Paper Company
20 in writing, left at its office, shall have the right to put men
21 of its own selection upon said booms at the charge and
22 expense of said Great Northern Paper Company, in order
23 that the required number of logs may be put through the
24 same ; but nothing herein contained shall make said Great
25 Northern Paper Company liable for any delay caused by said
26 piers and booms except as herein otherwise specified.

Any stray logs, pulp wood or other lumber not destined for
28 use and manufacture at the mills of said Great Northern
29 Paper Company, if found in the storage booms of said Great
30 Northern Paper Company shall be turned out thereof by said
31 Great Northern Paper Company at its own charge and
32 expense upon demand in writing of the owners thereof or of
33 said Kennebec Log Driving Company. All damage for flow-
34 age caused by the construction of said piers and booms shall
35 be determined by the county commissioners of Somerset
36 county.

Sect. 2. Said Great Northern Paper Company shall be
2 liable to indemnify the Kennebec Log Driving Company and
3 the log owners for any logs or damage by reason of logs or
4 other lumber lodged on lands adjoining the waters affected
5 by any works constructed under this act whenever said lodg-
6 ment is caused by any jam produced by said works.

Sect. 3. Said Great Northern Paper Company, its suc-
2 cessors and assigns, may take such lands as may be necessary

3 for the erection and maintenance of said piers and booms
4 mentioned in section one and connect the same with the
5 shores, and may with their agents and teams pass and repass
6 over said shores to and from the same over the lands of other
7 persons, for the purposes aforesaid and for the operation and
8 management of said booms. Said company shall be held
9 liable to pay all damages that shall be sustained by any person
10 or persons by the taking of any lands or rights of way and
11 for any other injuries resulting from said acts; and if any
12 person sustaining damage as aforesaid shall not agree with
13 said company upon the sum to be paid therefor, either party
14 on petition to the county commissioners of Somerset county
15 may have said damages assessed by them; and subsequent
16 proceedings and rights of appeal thereon shall be had in the
17 same manner and under the same conditions, restrictions and
18 limitations as are by law prescribed in the case of damages by
19 the laying out of highways.

Sect. 4. This act shall take effect when approved.

STATE OF MAINE.

IN SENATE, February 4, 1903.

On motion by Mr. GOODWIN of Somerset, laid on the table to be printed, pending reference in concurrence to the Committee on Interior Waters.

KENDALL, M. DUNBAR, *Secretary*.