

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)

SEVENTY-THIRD LEGISLATURE

SENATE.

No. 129

STATE OF MAINE.

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

AN ACT to incorporate the Penobscot Driving and Improve-
ment Company.

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

Section 1. Fred W. Ayer, Charles W. Mullen, Nathaniel
2 M. Jones, James McNulty and John E. Kelley, their asso-
3 ciates, successors and assigns, are hereby incorporated under
4 the name of the Penobscot Driving and Improvement Com-
5 pany.

Sect. 2. The capital stock of said company shall not exceed
2 fifty thousand dollars, divided into shares of one hundred
3 dollars each, and in order to carry out the purposes for which
4 said company is incorporated it is hereby authorized and
5 empowered to issue its bonds in such form and amount and

6 upon such terms as it may deem expedient, not exceeding
7 the amount of its capital stock, and secure the same by
8 mortgage of its property and franchises.

Sect. 3. Said company is hereby authorized and empow-
2 ered to take and hold by virtue of any conveyance made
3 to it the property and franchises of the Penobscot River
4 Dam and Improvement Company, a corporation incorpo-
5 rated by a special act of the legislature of Maine, approved
6 February fourteenth, eighteen hundred eighty-three, and
7 said Penobscot River Dam and Improvement Company is
8 hereby authorized and empowered to sell and convey by
9 proper conveyances its property and franchises to said Pen-
10 obscot Driving and Improvement Company, and upon receiv-
11 ing such conveyances, said Penobscot Driving and Improve-
12 ment Company is hereby authorized and empowered to exer-
13 cise all the powers and privileges of the said Penobscot Driv-
14 ing and Improvement Company, excepting the right to assess
15 and collect tolls, which right shall cease whenever said
16 Penobscot River Dam and Improvement Company shall
17 convey its property and franchises to said Penobscot River
18 Dam and Improvement Company as herein provided.

Sect. 4. Said Penobscot Driving and Improvement Com-
2 pany is hereby authorized and empowered to make contracts
3 with any person or corporations, to drive all logs and other
4 lumber which may be in the Penobscot river between the
5 junction of the east and west branches of said river at Med-
6 way and the Penobscot boom to such place or places of des-

7 tination on the Penobscot river as may be designated by the
8 owners of such logs and other lumber or by the directors
9 of any corporation owning or having possession of such logs
10 or other lumber for the purpose of driving the same, charg-
11 ing such compensation therefor as shall be agreed upon
12 between said company and such person or corporation, such
13 place of destination not to be below the Penobscot boom
14 where logs are usually sorted, and the Penobscot East
15 Branch Log Driving Company, the Penobscot Log Driving
16 Company, the Mattawamkeag Log Driving Company, the
17 Passadumkeag Log Driving Company and any other corpo-
18 ration owning or having in possession logs or other lumber
19 for the purpose of driving the same is hereby authorized
20 and empowered to make contracts for a term of years with
21 said Penobscot Driving and Improvement Company to drive
22 logs or other lumber to their places of destination provided
23 no contract so made shall continue for more than ten years,
24 and said Penobscot Driving and Improvement Company shall
25 have a lien upon the logs driven by virtue of such contract,
26 which lien shall have precedence over all other claims except
27 laborers' liens, and shall continue for ninety days after the
28 logs or lumber shall arrive at place of destination for sale
29 or manufacture, and may be enforced by attachment.

Sect. 5. In case the Penobscot Driving and Improvement
2 Company does not purchase and take over the property and
3 franchises of the Penobscot River Dam and Improvement
4 Company as herein provided, said Penobscot Dam and

5 Improvement Company may make a contract with said Pen-
6 obscot River Dam and Improvement Company to make
7 improvements upon said river and to do all things which
8 said Penobscot River Driving and Improvement Company
9 is authorized to do by virtue of its charter.

Sect. 6. The first meeting of said corporation shall be
2 called at Bangor, in the county of Penobscot, by a notice
3 signed by one of the incorporators named in Section one,
4 setting forth the time and place of such meeting, and such
5 notice shall be mailed to each of the incorporators, postage
6 paid, at least seven days before the date of such meeting.

Sect. 7. This act shall take effect when approved.

STATE OF MAINE.

IN SENATE, February 21, 1907.

Pending reference to Committee on Interior Waters in concurrence,
tabled for printing on motion by Mr. PARKHURST of Penobscot.

F. G. FARRINGTON, *Secretary.*