

MAINE STATE LEGISLATURE

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SEVENTY-EIGHTH LEGISLATURE

SENATE

NO. 108

In Senate, Feb. 6, 1917.

Came from the House and referred to the Committee on Interior Waters and on motion by Sen. Higgins of Penobscot laid on the table for printing pending reference in concurrence.

L. ERNEST THORNTON, Secretary pro tem.

Presented by Mr. Averill of Prentiss.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND SEVENTEEN

AN ACT to incorporate the Grindstone Boom Company.

Be it enacted by the People of the State of Maine, as follows:

Section 1. Ira B. Gardner, Bertram L. Smith, Halbert P.
2 Gardner, Burton W. Howe, Chester G. Richardson, their
3 associates, successors and assigns are hereby created a cor-
4 poration by the name of the Grindstone Boom Company,
5 with all the rights and privileges, and subject to all the
6 duties and obligations, of similar corporations under the
7 laws of this State.

Sect. 2. Said corporation, its successors and assigns are

2 hereby authorized and empowered to locate, construct and
3 maintain, in the East Branch of Penobscot river, between
4 a line running Easterly and Westerly across said East
5 Branch of Penobscot river, one-half mile northerly or up
6 stream from the northerly side of the present bridge of the
7 Bangor and Aroostook Railroad Company at Grindstone,
8 and a line running across said East Branch of Penobscot
9 river at the mouth of Sebois stream, so-called, piers, booms
10 and other improvements for the purpose of collecting, hold-
11 ing and sorting logs, pulp wood and other lumber coming
12 down said East Branch of Penobscot river. Said works
13 shall be so constructed as to provide for the prompt and
14 convenient passage of all logs, pulp wood and other lumber
15 that may come within the same, without unreasonable or un-
16 necessary delay.

Sect. 3. Said Grindstone Boom Company, its successors
2 and assigns may take such land as may be necessary for
3 the erection and maintenance of said piers and booms men-
4 tioned in section two and connect the same with the shores,
5 and may, with their agents and teams, pass and re-pass
6 over said shores to and from the same over the lands of
7 other persons and corporations for the purpose aforesaid
8 and for the operation and management of said piers and
9 booms and the removal of said logs and lumber therefrom
10 to the nearest public highway or railroad **right-of-way**.

Said company shall be held liable to pay all damages that
2 shall be sustained by any person or corporation by the tak-

3 ing of any lands or rights-of-way, and for any other in-
4 juries resulting from said acts, and if any person or cor-
5 poration sustaining damages as aforesaid shall not agree
6 with said company upon the sum to be paid therefor, either
7 party, on petition to the County Commissioners of Penob-
8 scot county, may have said damages assessed by them, and
9 subsequent proceedings and rights of appeal thereon shall
10 be had in the same manner and under the same condi-
11 tions and restrictions and limitations as are by the law pre-
12 scribed in the case of damages by the laying out of high-
13 ways.

Sect. 4. Said company shall be required to hold at its
2 booms, within their capacity, all logs, pulp wood and other
3 lumber of all owners, and to permit to all said owners the
4 use of any right-of-way which may be acquired, when so
5 requested in writing, and at prices to be mutually agreed
6 upon. If the owner of said company cannot agree upon
7 such prices, the Public Utilities Commission, upon com-
8 plaint in writing by either party, may establish such prices
9 for a time not exceeding one year, and such prices so
10 established shall be binding upon both parties; the prices to
11 be determined and fixed by the cord or by the thousand feet
12 board measure.

Sect. 5. Said company shall not be entitled to receive
2 any compensation for any damages that may hereafter be
3 caused to its franchise or property by flowage in the con-
4 struction of dams for the development of water power on
5 said East Branch.

Sect. 6. The capital stock of said corporation shall be
2 ten thousand dollars, and the stock shall be divided into
3 shares of one hundred dollars each. The office of said
4 corporation shall be in the town of Patten, county of
5 Penobscot and State of Maine. The first meeting of said
6 corporation shall be called by a written notice thereof,
7 signed by any one of the incorporators, named therein,
8 given in hand or mailed, postage prepaid, to each of the
9 other incorporators, seven days at least before the time of
10 said meeting.