

# MAINE STATE LEGISLATURE

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PRIVATE

AND

SPECIAL ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

EIGHTEENTH LEGISLATURE,

JANUARY SESSION, 1838.

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PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 28, 1820.

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AUGUSTA:  
LUTHER SEVERANCE, PRINTER.

1838.

**Chapter 467.**

AN ACT to incorporate the town of Northfield.

Approved March 21, 1838.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That township number twenty-four in the east division in the County of Washington, bounded on the south by township number twenty-three, east division, on the east by townships numbered eighteen and nineteen, east division, on the north by township number twenty-five east division, and on the west by townships numbered twenty-five and nineteen, middle division—with the inhabitants thereon, be and the same is hereby incorporated into a town by the name of Northfield; and the inhabitants of said town are hereby vested with all the powers, privileges and immunities which the inhabitants of other towns within this State do, or may by law enjoy.

Territory.

Corporate name.

Meeting for  
choice of officers  
how called.

**SECT. 2.** *Be it further enacted,* That any Justice of the Peace within said County is hereby empowered to issue his warrant to some inhabitant of said town, directing him to notify the inhabitants thereof, to meet at such time and place as he shall appoint, to choose such officers as other towns are empowered to choose at the annual town meetings.

**Chapter 468.**

AN ACT ADDITIONAL to an "Act to incorporate the Penobscot Boom Corporation."

Approved March 21, 1838.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That the Governor and Council be and they are hereby authorized to appoint, immediately after the passage of this Act, and in the month of January annually here-

Governor and  
Council may ap-  
point a commit-  
tee, annually.

after, a Committee of three suitable persons, whose duty it shall be, immediately after their appointment to proceed to view the booms, piers and works of said corporation, and the situation of all the logs, masts, spars and other lumber within the limits named in the Act to which this is additional and to determine and prescribe what shall be done by said corporation, for the security of said property and for the prompt rafting and delivery of all the logs, masts, spars and other lumber within said limits, and for preventing any loss, damage or delay which might arise, and for the proper guarding of the passage-ways and open spaces in said booms, so that no lumber be permitted to escape; and also for preserving the navigation of the river, and the branches thereof so that there shall, at all times, be a safe passage for rafts and boats.

Duty of committee.

SECT. 2. *Be it further enacted,* That said corporation shall forthwith do and perform whatever said Committee or a major part of them shall or may determine and prescribe for the purposes aforesaid: and in case of any unreasonable neglect or delay on the part of said corporation to do or perform such matters and things as said committee may determine and prescribe in the premises, then and in such case the said committee shall be authorized and required to do or cause the same to be done in such way and manner as they may think proper, and the said committee shall, for this purpose, have power to take possession of the property of said corporation; and all the expenses of said committee and of their doings in the premises shall be paid by said corporation on demand. And the said committee shall have and retain a lien on all the tolls of said corporation until they shall be fully reimbursed for their expenditures and paid for all their services; and the private property of the individual stockholders of said corporation shall be liable for any loss, damage or expenses which may arise from any unreasonable neglect or delay on the part of said corporation in complying with and performing the

Corporation shall perform whatever committee may determine.

Powers and duties of committee, in case of neglect of corporation.

Expenses of committee, how paid.

Private property liable for damages, &c.

directions of said committee in the premises: *Provided however*, that the individual property of said stockholders shall not be liable for any damage arising from the misdoings or fault of said committee.

SECT. 3. *Be it further enacted*, That it shall be the duty of said committee, from time to time, to visit and thoroughly examine said booms, piers, fastenings and other works of said corporation and the property, within the limits aforesaid, particularly on or about the twentieth day of March annually, and in the season for running logs, and whenever they be requested by five or more persons interested in lumber on said river, and to determine and prescribe what shall be done for the purposes aforesaid. And the said committee shall keep a record of their doings and from time to time enter therein their determination and directions touching the premises; and also their judgment respecting the safety of said works, and file a copy thereof with the clerk of said corporation.

SECT. 4. *Be it further enacted*, That said committee shall appoint an agent, who shall be paid by said corporation, to remain at said boom during the season for running lumber, whose duty it shall be to superintend and assist in the delivery of logs from said boom, and to cause the same to be properly secured in the eddies below and to keep a record of the number and marks of said logs and of the delivery thereof to the respective owners or their agents; and after said logs shall have been thus run down and secured in said eddies, in a manner which he may consider safe, the said corporation shall not be liable for any future loss or damage—*Provided* said corporation shall take such care thereof as a prudent person would take of his property in a like situation.

SECT. 5. *Be it further enacted*, That said corporation shall not be required to keep any logs more than twenty-four hours after the same shall have been rafted and secured; and unless the owner or his agent shall remove them within that period the said corpo-

Committee to examine the boom, &c. on or about the 20th of March, annually.

Committee to keep a record of their doings.

Committee to appoint an agent

—his duties.

Corporation having secured the logs, &c. not be held accountable.

Proviso.

Corporation not required to keep any logs more than 24 hours.

ration shall have the right to remove them at the expense of the owners; and if said agent shall direct any logs to be removed within said twenty-four hours, the expense of such removal shall be charged to said owners.

SECT. 6. *Be it further enacted,* That the time which is prescribed in the seventh section of the Act to which this is additional for advertising the logs therein specified, shall be thirty instead of sixty days —and that said corporation shall have a general lien on all logs of the same mark, in the boom, until all the tolls and expenses on those rafted out and delivered shall have been paid, and said lien shall continue upon all logs hereafter taken away after the same shall have been taken away and delivered; *Provided* there are not sufficient logs of that mark remaining in the boom to pay the boomage of such mark.

Time of advertising logs to be 30 instead of 60 days.

To have a lien on all logs, until toll is paid.

SECT. 7. *Be it further enacted,* That so much of the Act to which this is additional as may be inconsistent with the provisions of this Act, be and the same is hereby repealed.

Part of former Act repealed.

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**Chapter 469.**

AN ACT accepting the surrender of the charter of the People's Bank, Bangor.

Approved March 21, 1833.

SECTION 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That the surrender of the charter of the People's Bank be and the same is accepted, and the same shall terminate when this Act shall take effect.

Surrender accepted.

SECT. 2. *Be it further enacted,* That the said Bank shall continue in its corporate capacity for and during the term of two years from the time this Act shall take effect, for the sole purpose of collecting the debts due the corporation, selling and conveying the property and estate thereof, and doing those acts ne-

Continued a corporation 2 years for certain purposes.