

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

TWENTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1846.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February 26, 1840,  
and March 16, 1842.

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Augusta:

WILLIAM T. JOHNSON,.....PRINTER TO THE STATE.

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1846.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE,

1846.

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CHAP. 381. said treasurer, on or before the first day of January, one thousand eight hundred and forty-eight, the sums against said cities, towns and plantations, respectively in this act contained; and the said selectmen or assessors, respectively, shall return a certificate of the names of such collectors, with the sum which each may be required to collect, to the said treasurer, some time before the first day of December, in the year one thousand eight hundred and forty-seven.

SECT. 4. The notice required by section first, chapter fourteenth of the revised statutes, shall be given in the manner therein provided; within three months after the first day of April, eighteen hundred and forty-seven, so far as the same may be necessary under this act, and all the provisions of article first of said chapter fourteen, shall, so far as the tax herein provided for is concerned, have reference to said first day of April accordingly.

[Approved August 6, 1846.]

### Chapter 381.

An additional Act relating to the Kennebec Log Driving Company.

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

Authorized to collect and secure logs remaining in booms, or exposed to loss, after 1st of October.

SECTION 1. Whenever the directors of the Kennebec Log Driving Company shall judge it for the interest of the owners of logs and other timber remaining in the booms or in any place exposed to loss, after the first day of October in any year, to collect and deposite in suitable and convenient places and properly secure the same; they are hereby authorized so to collect and deposit such logs and timber thus situated; and to use all reasonable care safely to keep the same, until removed by the owners thereof, or are otherwise disposed of in the manner provided in this act.

Expenses incurred thereon, how assessed and collected.

SECT. 2. Upon all logs and other timber thus collected and deposited, the directors shall assess the expense actually incurred thereon, with such additional sums as may be deemed necessary to cover necessary future expenditures upon them while in their charge; and the method of proceeding for the collection of assessments thus made, shall be the same as provided by law in relation to assessments for driving logs upon Kennebec river; and said company shall have a lien upon the logs and other timber for the full payment of all expenses; or the treasurer may recover such assessments, and all other assessments made by virtue of an act relating to said company approved March third, in the year of our

Lord eighteen hundred and forty-three, in an action of debt in the name of the Kennebec Log Driving Company, in any court competent to try the same; and no action shall abate by reason of all the owners not being joined as defendants; and the owners of all logs and other timber thus deposited upon the full payment of the sums thus assessed upon their respective marks, shall be at liberty to take the logs and other timber thus deposited belonging to them respectively.

SECT. 3. If any logs or other timber shall remain in the depositories upon the first day of May next ensuing, upon which the assessments have not been paid, the directors may immediately thereafter advertise for three weeks successively in some newspaper printed in each of the towns of Augusta, Gardiner and Bath, notifying all owners of logs and other timber, deposited under this act, to remove the same within thirty days from said first day of May; and all logs not removed prior to that time and upon which the assessments have not been paid may be sold at public auction, and the proceeds thereof after deducting all unpaid assessments and necessary expenses of sale, shall be paid upon demand by the treasurer of the company to the owners of logs and other timber thus sold; and all logs and other timber not removed by the owners by virtue of this act remaining in said depositories upon the first day of June, shall be at the expense of the owners thereof.

If not called for previous to the first day of May, directors may advertise, &c.

If not removed within thirty days thereafter, may sell, &c.

SECT. 4. A committee shall be chosen at each annual meeting, who shall be authorized whenever they shall judge the interest of the log owners to require it, to collect and secure all logs and other timber which may drift below the chops (so called) on said river, and for all expenses incurred by said committee, a lien is hereby created upon all logs and other timber so secured, and said committee shall be authorized to assess upon all such logs and timber a tax sufficient to pay such expense; and if such tax is not paid or secured and the logs removed prior to the first day of August, they may proceed to sell at public auction in Bath, all such logs and other timber not previously removed, and the assessments thereon paid; and prior to proceeding to such sale, notice thereof shall be published three weeks successively in some newspaper printed in each of the towns of Augusta, Gardiner and Bath; and the proceeds of such sales, after deducting all necessary charges shall be paid by the treasurer of said company, on demand, to the owners of such logs and other timber thus sold.

A committee to be chosen at each annual meeting, to collect all logs and timber which may drift below the chops.

Expenses, how paid. If not paid or secured prior to Aug. 1, may sell, &c.

SECT. 5. So much of the eight section of an act relating to this company approved March the third, in the year of our Lord eighteen hundred and forty-three, as relates to the publishing a list of

So much of § 8, of act of 1843, requiring a list of marks to be published, repealed.

## CHAP. 382.

Notice of the time and place of sale of logs to be given, without said list.

§ 4 and 12 of act of March 3, 1843, repealed.

Act of March 17, 1845, repealed.

marks of logs with the amount assessed upon each mark is hereby repealed, and in lieu thereof the treasurer shall be required to give notice of the time and place of sale of all logs referred to in said section, without giving each mark separately, in all other respects complying with the provisions of said section.

SECT. 6. The fourth and twelfth sections of the act relating to the Kennebec Log Driving Company, approved March third in the year of our Lord eighteen hundred and forty-three, and also, the whole of the act extending the authority of this company, approved March seventeenth, in the year of our Lord, eighteen hundred and forty-five, are hereby repealed; and this act shall take effect, and be in force, from and after the date of its approval by the governor.

[Approved August 6, 1846.]

## Chapter 382.

An Act to incorporate the Oldtown and Milford Bridge Company.

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

Corporators.

SECTION 1. Ira Wadleigh, Samuel Veazie, Levi Young, John Rigby, E. B. Pierce, Henry Richardson, George P. Sewall, William Howard, John Dudley, second, and their associates and assigns, are hereby incorporated as a body politic by the name of the Oldtown and Milford Bridge Company, with all the rights, liabilities, powers and privileges, incident to corporations by the common law, and by the seventy-sixth chapter of the laws of the state of Maine, for the purpose of erecting and keeping in repair a bridge over the Penobscot river at the Oldtown Falls, in the town of Oldtown to connect said town with the town of Milford.

Corporate name.

Powers and privileges.

Construction.

SECT. 2. The said bridge shall be constructed of suitable materials, of the width of twenty-six feet at least,—well covered with plank or timber, and with sufficient rails on each side for the safety of passengers, and with passage ways for rafts of timber, boards or other lumber, of the width of forty feet at least and of sufficient height from the water; and said corporation is hereby empowered to take sufficient land upon which to erect their toll houses, piers and abutments, and landings upon the shores and islands, where they may erect said bridge; the value of the land so taken, in the event of disagreement between said corporation and the proprietors, to be determined in the same manner and under the same conditions and limitations as are provided by law for estimating damages in the case of laying out highways.

Authorized to take land for certain purposes.

Value, how determined.