

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1852.

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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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1852.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1852.

CHAP. 531.**Chapter 531.**

An act to extend the jurisdiction of the Kennebec Log Driving Company over the west branch or Dead river.

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

Jurisdiction
extended over
Dead river.

SECT. 1. The authority and jurisdiction of the Kennebec Log Driving Company, be and hereby is extended over the west branch of Kennebec river, called Dead river, so far as the Forks thereof.

Ac't of ex-
penses kept
separate.

SECT. 2. It shall be the duty of the master driver and the directors to keep a separate and distinct account of all expenses incurred in driving the logs and other timber down said Dead river to the Forks of Kennebec river ; and the directors shall annually assess on the logs driven between the points aforesaid, in the manner prescribed in the act incorporating the Kennebec Log Driving Company, a tax sufficient to pay all said expenses ; and the said company, in all its operations upon Dead river, shall be subject to the liabilities and may exercise the powers and privileges imposed and granted by said act.

Toll.

Rights and
powers.

Act of March
3, 1843,
repealed.

SECT. 3. The third section of an act entitled "an act" to incorporate the Dead River Dam Company, approved March third, eighteen hundred and forty-three, is hereby repealed.

[Approved March 27, 1852.]

Chapter 532.

An act to incorporate the Pejepsot Boom Company.

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

Corporators.

SECT. 1. Edward T. Little, Samuel Vickey, junior, Thomas B. Little and Nelson B. Reynolds, be and they are hereby made a corporation, for erecting and maintaining a boom across the little Androscoggin river, in the town of Danville, between the mill of S. Vickey and company, and the railroad bridge, and all necessary side booms by the name of "Pejepsot Boom," and by that name may sue and be sued, prosecute and be prosecuted to final judgment and execution ; and may do and suffer all such matters and things as bodies politic and corporate may or ought to do and suffer. Shall have a common seal, and shall have all other powers usually given and incident to corporations of a like nature and purpose.

Corporate
name.

Powers,
privileges and
liabilities.

SECT. 2. Edward T. Little may by an advertisement posted up in some public place, in said town of Danville, call a meeting of his associates at such time and place as shall be therein expressed, giving at least, ten days notice of such meeting; and the said corporators being so met, by a vote of the major part present or represented at said meeting, shall choose a clerk, treasurer and such other officers as they may deem necessary, who shall be sworn to the faithful discharge of their respective trusts and shall continue in office until others are chosen in their stead, and may make and establish such rules and regulations as may be found necessary or convenient for managing the affairs of the said corporation; *provided*, such rules and regulations shall not be repugnant to the constitution and laws of this state. This act with all the rules, regulations, votes and doings of the said corporation shall be fully recorded by the said clerk in a book or books for that purpose to be provided and kept.

First meeting, how called, &c.

Proceedings, &c.

May make necessary rules.

Proviso.

This act and all proceedings to be recorded.

SECT. 3. The said corporation shall be entitled to receive of the respective owner or owners of logs, masts and all other timber which shall be boomed, rafted or secured at said boom, six cents for each and every log, mast or other stick or piece of timber so boomed, rafted or secured at said boom. *Provided, however*, that the fees or toll shall at all times be subject to revision by the legislature, and said corporation shall have a lien upon any and all logs, masts and other timber for payment of boomage and other expenses.

Toll.

Proviso.

Lien created.

SECT. 4. If any logs, masts or other timber shall be boomed, rafted or secured as aforesaid and no person should appear to claim the same and pay the tolls thereof, it shall be lawful for the corporation, after advertising the same thirty days in the town of Danville with the marks thereon, if any there be, to dispose of the same to the best advantage; if no owner appear to claim the same, and the owner at any time within two years from the date of said advertisement shall be entitled to receive the avails thereof after deducting the tolls, expenses and necessary charges, but if not claimed within said two years, the proceeds shall be vested in the corporation for their own use.

Lumber not claimed, how disposed of.

SECT. 5. For the purposes aforesaid said corporation is authorized to hold any real estate necessary or convenient, and by their agents to pass and repass for the purpose of erecting, repairing or rebuilding said booms or any of the works connected therewith, and to use and occupy any lands along the shore necessary for said works or for rafting or securing said

May hold real estate, &c.

Privileges, &c.

CHAP. 533.

Subject to pay damage.

Penalty for injury to boom property.

Duty of company in certain cases.

lumber, or other drift stuff, subject to pay all damages which may arise to any person or persons thereby.

SECT. 6. Any person or persons who shall wilfully injure or destroy the said boom or any of its appendages or means of using or improving the same, shall be liable to pay treble damages with costs of suit to be sued for and recovered by said corporation in an action of trespass or on the case in any court proper to try the same.

SECT. 7. When said corporation shall have been notified in writing by the owner of any logs, masts or other timber of their desire to run such logs, masts or other timber by said boom, it shall be the duty of said corporation to turn out of their said boom such logs, masts or other timber as soon as the same can conveniently be done.

[Approved March 27, 1852.]

Chapter 533.

An act authorizing Samuel Glidden and John Mooney to extend their wharf in the town of Damariscotta.

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

Authorized to extend wharf.

SECT. 1. Samuel Glidden and John Mooney of Newcastle, in the county of Lincoln, their heirs and assigns, are hereby authorized and empowered to make and maintain upon their own land, in the tide waters of the Damariscotta river, in the town of Damariscotta, certain additions to their wharf in said town, known as the "Cottrill wharf," namely: to extend said wharf southerly forty feet. To extend said wharf westerly within the following limits, beginning at the northerly corner of said Cottrill wharf; thence running northwesterly by the road and the Damariscotta bridge to the eastern side of the draw or opening in said bridge; thence southwestery on the same course as the line of the eastern side of said draw or opening, two hundred feet: thence southeasterly to said wharf. To extend said wharf easterly within the following limits, namely: beginning at the northeasterly corner of said wharf at the road; thence running by the road easterly to land of Peter Connell; thence westerly and southeasterly by land of said Peter Connell to land of Rufus Flye; thence southwestery by land of

Limits of.