

# 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)

# ACTS AND RESOLVES

PASSED BY THE

## FORTY-THIRD LEGISLATURE

OF THE

## STATE OF MAINE.

1864.

---

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

---

AUGUSTA:  
STEVENS & SAYWARD, PRINTERS TO THE STATE.  
1864.

---

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1864.

---

**Chapter 325.**

An act to change the name of the Portland Five Cents Savings Institution.

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

Corporate  
name changed.

The Portland Five Cents Savings Institution is hereby authorized to change its corporate name to Portland Five Cents Savings Bank.

Approved February 24, 1864.

**Chapter 326.**

An act to incorporate the Passadumkeag Boom Company.

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

Corporators.

SECT. 1. B. P. Gilman, Amos M. Roberts, Andrew Woodman, Charles Woodman, L. Q. Richardson, John Morrison, Daniel Lord, Joseph W. Porter and H. E. Prentiss, their associates and successors, are hereby constituted a body politic and corporate by the name of the Passadumkeag Boom Company, with power to erect and maintain a boom at or near the mouth of the Passadumkeag branch of the Penobscot river, for the purpose of stopping, securing and rafting logs and other lumber ; and may purchase and hold any estate, real or personal, necessary for that purpose, and have and enjoy all the rights and privileges, and be subject to all the duties and requirements incident to similar corporations under the laws of the state ; and for that purpose may take such lands as shall be found necessary, paying the owner a reasonable compensation therefor, and may pass over and across lands of other persons for the purposes connected with said boom, paying therefor a like compensation. Said company is authorized to improve the navigation of said river for rafts near its mouth, and also over the Passadumkeag falls in the main river below.

Corporate  
name.

Location.

May hold real  
and personal  
estate.

Rights,  
privileges, &c.

May take  
lands, &c.

May improve  
navigation of  
river, &c.

Logs to be  
secured in  
boom upon  
request of  
owners.

—how rafted.

SECT. 2. The said corporation shall have the right, and it shall be their duty to stop and secure in their said boom all logs and lumber which the owners request to have stopped and rafted, and shall faithfully and seasonably raft with suitable poles, plugs and lock downs, and other proper apparatus and rigging, all logs and lumber so stopped, in a manner suitable to be run to Oldtown falls ; and at proper states of the water all masts, timber and spars shall be suitably rafted to run over said falls to Bangor.

Shall ascertain  
actual expenses  
of rafting, &c.

SECT. 3. The corporation shall ascertain the actual expense of rafting and securing the logs in each year, with the repairs upon the boom, and to this sum one-fifth of the capital stock with twelve

CHAP. 326.

per cent. annual interest upon the same shall be added, and this sum divided pro rata upon each thousand feet of logs and timber rafted, shall be the toll to be paid the corporation, it being the intention that the owners of logs and timber rafted shall pay in each year the actual expenses of the rafting and securing the rafts and repairs on the boom, together with one-fifth of the cost of the construction of the works and improvement, and twelve per cent. interest annually, when the whole cost is so paid, then to pay the expenses of rafting and repairs only.

—and add one fifth capital stock, &c.  
—toll, how established.

SECT. 4. To secure the payment of the toll or boomage, a lien is given upon the logs and lumber, which may be enforced by a sale of so much thereof as shall be necessary for that purpose, including reasonable costs and expenses; thirty days notice of the time and place of sale shall be given in two or more public papers printed in the city of Bangor, by inserting three weeks successively, before the day of sale, an advertisement, in which the quantity and marks of the lumber, the amount claimed, the names of the owners, and the time and place of sale shall be set forth.

Lien for payment of toll.  
—how enforced.  
Notice of sale.

Marks of lumber, &c., deferred before sale.

SECT. 5. The corporation shall stop no logs or lumber, except that of owners, who shall in writing signed by them, in which the marks of the lumber are described, request the same to be there stopped and rafted. All such written requests shall be kept on file by the clerk of the corporation, and recorded by him in a book kept for this purpose; and the files and book shall at all times be open to inspection and examination of all persons interested in lumbering on the river. The boom shall be so constructed as to provide at all times for the free and convenient passing of all logs, rafts, lumber and boats without obstruction.

Not to stop logs, &c., except by request.  
—request to be filed, &c., by clerk.  
—to be open for inspection, &c.  
Boom, how constructed.

SECT. 6. If the corporation shall not be able to agree with the owners of land necessary to be taken and used for the purposes in this act provided for, upon the damages to be paid therefor, the amount so to be paid shall be determined by the county commissioners in the same manner as in cases of damages for land taken in laying out highways.

Land damages, how determined.

SECT. 7. Any person who shall wilfully or maliciously injure the boom or its appendages, or wilfully or maliciously interfere with or interrupt the use thereof, shall be liable to pay treble damages therefor, in act of trespass in any court proper to try the same.

Penalty for injuring boom, &c.

SECT. 8. The limits of said boom company shall extend from the mouth of said Passadumkeag stream to Scalp rock, and no person shall be allowed to raft logs or lumber within its limits, unless with the consent of said company.

Boom, limitation of.

SECT. 9. The first meeting of this corporation may be called by any one of the persons herein named, giving to each of the others

First meeting, how called.

CHAP. 327. written notice thereof, in hand, or addressing the same to him through the post office, ten days at least before the day of said meeting; and this act shall take effect from and after its approval by the governor.

Approved February 24, 1864.

## Chapter 327.

An act to incorporate the Rokomeka Company.

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

Corporators.	SECT. 1. Gail Borden, junior, and Jeremiah Milbank of New York, Stephen L. Goodale, James Bridge, Samuel F. Perley, J. Rufus Child, and Edward H. Daveis of Maine, with their associates, successors and assigns, are hereby made and constituted a body politic and corporate by the name of the Rokomeka Company, with all the powers and privileges and subject to all the duties and liabilities contained in the laws of the state, relating to manufacturing corporations; and said corporation is authorized to manufacture in the town of East Livermore, and to sell there and elsewhere, condensed milk, condensed fruit juices, and other like products, and all articles conveniently connected with such manufacture.
Corporate name. Powers, privileges, &c.	
Capital stock, \$30,000. Shares.	SECT. 2. The capital stock of said corporation shall be thirty thousand dollars, to be divided into shares of one hundred dollars each, with power to increase the same from time to time by a vote of two-thirds of the stock represented, at any meeting of the stockholders held for that purpose, to not exceeding one hundred thousand dollars.
First meeting, how called.	SECT. 3. The first meeting of the corporation may be held in the city of Portland, and may be called by a public notice signed by either of the corporators, published in any newspaper printed in Portland, five days or more before such meeting.
Taxation, may be exempt from.	SECT. 4. The town of East Livermore is hereby authorized to exempt from taxation for the term of ten years from the passage of this act all the property and capital employed by said company in the prosecution of their business, whether it be real or personal, <i>provided</i> said town shall in a legal manner give its assent to such exemption, and such assent shall have the force of a contract, and be binding for the full term specified; <i>and provided further</i> , that said property shall be entered from year to year on the assessment books and returned with the valuation of the town when required by the state for the purposes of making the state valuation.
Proviso.	
Further proviso.	