

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

OF THE

## SIXTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE.

1891.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
February 18, 1840, and March 16, 1842.

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1891.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1891.

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rights of said county shall be as fully protected as the holders and owners of the bonds of the road or coupons thereof.

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SECT. 9. Any towns in said county of Washington that have heretofore voted aid for building the said Maine Shore Line Railroad, shall upon the acceptance of this act by the people and its execution in all its provisions by the said county, be released from all obligations on account of such votes or from any claims of said railroad company therefor.

Towns having heretofore voted to aid railroads, released from all obligations.

SECT. 10. While said Washington county is liable under said guarantee, the county treasurer of said Washington county, ex-officio, shall be one of the board of directors of said railroad company, who shall be elected at the annual meeting of said railroad company, and the by-laws of said Maine Shore Line Railroad Company shall be amended to conform herewith, before said county commissioners and county treasurer shall execute said guarantee as hereinbefore provided.

County treasurer, ex-officio, shall be one of the board of trustees.

SECT. 11. No lease of the Maine Shore Line Railroad Company shall be made to any person or corporation, without provision being made for full protection and refunding to said county of Washington, for all sums of money paid by them or for which they are liable under this act.

No lease of road shall be made without provision for protection of county.

SECT. 12. All taxes annually received by the state from said Maine Shore Line Railroad Company under chapter six of the revised statutes, and acts amendatory thereto, or under any laws hereafter enacted, shall be annually paid by the state to the treasurer of said Washington county for the use of said county to an amount not to exceed the net amount of interest paid by said county on its guarantee aforesaid during the year preceding.

All state taxes shall be paid over to the county treasurer.

SECT. 13. This act shall take effect when approved.

Approved March 20, 1891.

## Chapter 258.

An Act to incorporate the Madawaska Log Driving Company.

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

SECT. 1. W. H. Cunliffe, Robert Connors, B. W. Mallett, C. H. Dickey, John Kilburn, Duncan McIntosh, Arthur

Corporators.

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—corporate  
name.

M. Dechene, John A. Morrison, Junior, Daniel Chisolm, J. J. Wheelock, Walter S. Stevens, Neal McLean, William Sewall, John Sweeney, John Sinclair, Darius Nixon, their associates and successors are hereby made and constituted a body politic and corporate by the name of the Madawaska Log Driving Company, and by that name may sue and be sued, prosecute and defend to final judgment and execution, both in law and in equity, and may make and adopt all necessary regulations and by-laws, not repugnant to law and may adopt a common seal, and may purchase and hold real and personal estate sufficient for carrying on its business, and may raise money by loan for all its necessary purposes.

Where company  
shall have the  
right to drive  
logs.

SECT. 2. The said company shall have the right, privilege and authority each year to drive down the Saint John river from a line drawn across said river, so far as the same is in the state of Maine, from its north bank to its south bank directly across the head of Gardner's island, near the mouth of the Allegash river, said line being at right angles with the river and not being intended to include a small grassy island above said Gardner's island, thence down the waters of said river within the state, to the boundary line between the province of New Brunswick and this state where it crosses said river, all logs and timber floating or coming down the Saint John river, within the upper and lower limits above specified. And said company may, for the purposes aforesaid, make such necessary improvements as may be required. Said company shall have all the powers and privileges and be subject to all the liabilities incident to corporations of a similar nature.

—may make  
necessary  
improvements.

Officers, and  
how chosen.

SECT. 3. The officers of said company shall be a secretary, treasurer and a board of five directors, to be chosen by ballot, and such other officers as may be deemed necessary, who may be appointed by the directors, unless they are chosen at the annual meeting, all of whom shall hold their office until the next annual meeting, or until others are chosen or appointed in their stead. The treasurer shall give a bond to the acceptance of the directors. The directors shall at their first meeting elect one of their number to be president of the company; they shall also then elect a secretary and a treasurer, and the same person may hold both offices. No person shall be eligible to the office of director except he be a member of the corporation. The secretary or treasurer may be a director. It shall

—president,  
secretary and  
treasurer.

—eligibility of  
directors.

be lawful for any director to contract for the whole or any part of the driving or work of the corporation. CHAP. 258

SECT. 4. Any person, persons or corporations, or their agents, owning logs or other timber to be driven on the Saint John river within the limits above specified, at the date of the annual meeting in each year, shall be members of the Madawaska Log Driving Company, and shall so continue for one year at least from that date, and shall have all the privileges and be subject to all the liabilities thereto. Each member shall at all meetings have one vote for each one hundred thousand superficial feet of lumber, so to be driven. Qualification of members.

SECT. 5. The members of said company owning logs or other timber to be driven shall, at the annual meeting file with the secretary a sworn statement of all such logs or timber, of the number of feet, woods or stumpage scale, with the mark or marks thereon, together with the place from which the logs are to be driven and their destination. Such statement shall be signed by such owner, or his authorized agent. And if any owner or agent shall refuse or neglect to file such statement in the manner herein prescribed, the directors may assess such delinquent or delinquents for his or their proportion of the expenses such sum or sums as the directors deem just and equitable. Owners of logs, shall file statement with secretary, of logs to be driven.

SECT. 6. The directors may annually contract with any person for the driving of said logs, timber and lumber for the year and fix and determine the prices for driving logs, timber and lumber between the points aforesaid and between intermediate points within said upper and lower limits. If the said directors cannot make satisfactory arrangements with any person or persons for the said driving, or if the person contracted with fails to perform his contract therefor, then the said corporation shall, through its directors, do the driving itself. The cost of driving however done shall be borne by the owners of the lumber driven proportionately to the quantity of lumber and distance driven, and the amount payable by any owner may be fixed by the directors, and may be recovered by the company from the owner in an action of debt in any court of record in the the state, and the certificate of the secretary of the amount fixed by the directors as payable by such owner shall be sufficient proof thereof. Said company shall have a lien on all logs and other timber by them driven for all sums due —delinquents, may be assessed.

Directors, may annually contract for and fix prices for driving logs.

—directors, may do the driving.

—cost, how borne.

—company, shall have lien on logs.

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—when cost of driving shall be paid.

—when logs must be delivered to corporation.

Penalty, for marking unmarked logs, or defacing marks.

President and directors, shall receive no pay.

First meeting, how called.

Manner, time and place of holding meetings.

May make by-laws.

therefor which shall not be discharged until such sums so due are finally paid. One-half of the sum to be paid for driving shall be paid to the treasurer by the person liable therefor, when the rear of the drive of the logs of such person shall be driven into the limits of the corporation during the then present driving season, and the balance when such logs are driven over the Grand Falls on the Saint John river. All logs and other lumber must be delivered within the limits of said corporation on or before the twentieth of each August, to entitle the owners thereof to have the same driven by said corporation during said driving season. All logs delivered within said corporation limits on or before said August twentieth, shall be driven without unnecessary delay.

SECT. 7. Any person marking, or causing to be marked, any unmarked log within the limits of said corporation, or defacing any mark upon any logs therein, shall forfeit twenty dollars, to be recovered by action of debt, one-half to be paid to the treasurer and one-half to the person furnishing the evidence thereof, such action to be brought in the name of said corporation before any trial justice in the county of Aroostook.

SECT. 8. The president and directors shall receive no pay for their services but they may be paid their necessary traveling expenses. The compensation of all other officers and agents shall be fixed by the directors.

SECT. 9. The first meeting of said company shall be held in Fort Kent on the second Wednesday of April next ensuing, and shall be called by notice therefor, signed by any two corporators above named and published at least seven days before said date in one newspaper published in each of the following places, at Presque Isle in the state of Maine and at Woodstock in the province of New Brunswick. At such meeting all persons entitled to be members as defined in section four, shall be admitted into said corporation.

SECT. 10. The manner, place and time of calling annual and special meetings of the company, and meetings of the directors, may be regulated by vote of the company at any meeting thereof. Such meetings may be held in the province of New Brunswick.

SECT. 11. The company may make such by-laws, not inconsistent with the laws of the state of Maine and the laws of the United States, so far as such by-laws are applicable

within the state of Maine and not inconsistent with the laws of Canada or the province of New Brunswick, so far as such by-laws are applicable within said province, as may be deemed necessary or convenient for the government and regulation of its business.

SECT. 12. The said corporation is hereby authorized to accept such franchises, powers and privileges as may be conferred upon it by the legislature of the province of New Brunswick, and to perform such acts within said province as may be required or permitted by said legislature, and in the event of the said legislature authorizing the company to drive the lumber coming into the British waters of the river Saint John between the upper and lower limits provided in this act, and to continue the driving of all lumber in said river from the boundary line, between the said province and this state to the Grand Falls, the company may consolidate and work the franchises hereby granted, with those granted by said provincial legislature as one single enterprise with the mouth of the Allegash, as above defined, and the Grand Falls as terminal points, and extending to all the waters of the river between said points, and this act shall be read and construed as if the several rights and franchises granted by this state and the provincial legislature had been included in and granted as a whole by this act between said terminal points.

Authorized to accept such franchises as may be conferred by legislature of New Brunswick.

SECT. 13. This act shall take effect when approved.

Approved March 21, 1891.

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### Chapter 259.

An Act to incorporate the Poland and Minot Water and Electric Light and Power Company.

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

SECT. 1. John Hanscom, Norton Q. Pope, William Whitney, C. H. Dwinall, Luther Perkins, A. E. True, Newton Earle, J. M. Libby, or such of them as shall vote to accept this charter, with their associates, successors and assigns, are hereby made a body corporate, by the name of the Poland and Minot Water and Electric Light and Power Company, and as such shall possess all the powers and be subject to all

Corporators.

—corporate name.