

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

OF THE

SIXTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE

1897

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

AUGUSTA
KENNEBEC JOURNAL PRINT
1897

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1897.

CHAP. 355 authorized by this act, which shall at all times be open to the inspection of all persons interested in timber lands or in lumbering on said Big Machias river.

Sect. 4. This act shall take effect when approved.

Approved March 17, 1897.

Chapter 355.

An Act authorizing and empowering the Piscataquis Falls Pulp and Paper Company to erect and maintain piers and booms in the Penobscot River.

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

Company authorized to erect piers and booms in Penobscot river.

—sorting gaps shall be maintained.

—shall not impede navigation.

—logs of other parties shall be turned out as soon as practicable.

May separate and sort its own lumber.

Sect. 1. The Piscataquis Falls Pulp and Paper Company, a corporation existing under the laws of Maine, its successors and assigns, are hereby authorized and empowered to locate, erect, and maintain in the Penobscot river, between the dam of said company as at present located, in the towns of Enfield and Howland, and a line drawn across the Penobscot river at the head of Mahockanock island, so called, in the towns of Lincoln and Mattamiscontis, piers and booms for the purpose of collecting, holding, separating and sorting out logs, pulp woods and other lumber coming down said Penobscot river. Provided, however, that at least two sorting gaps are constructed, maintained and used for the passage of logs, pulp wood and other lumber through said booms. Said piers and booms shall be so located, constructed, maintained and used that logs and lumber running down said river, belonging to other parties, and not destined for use and manufacture at the mills of said company, its successors and assigns, shall not be unreasonably impeded or delayed, and such logs and lumber of other parties, when stopped for sorting, shall be turned by as soon as they can be practicably sorted out and separated from logs and lumber destined for use and manufacture at said mills, and any stray logs, pulp wood and other lumber not destined for use and manufacture at the mills of said company, if found in the booms of said company, shall be turned out thereof by said company, upon demand of the owner or owners thereof in writing, at its own charge and expense.

Sect. 2. Said Piscataquis Falls Pulp and Paper Company, its successors and assigns, by aid of such piers and booms, are

hereby authorized and empowered to separate and sort out from the logs, pulp wood and other lumber coming down said river, all logs, pulp wood and other lumber destined and intended for use and manufacture at the mills of said company. Provided, however, if upon approach of the rear of any drive of logs to the booms of said company herein authorized to be constructed and maintained, it shall appear to the person in charge of such drive that said company has not sufficient men to sort and turn by the logs arriving at said booms, so that such drive may be unreasonably impeded or delayed, such person, upon notice to said company in writing left at its office, shall have the right to put men of his own selection upon said booms, to expedite the sorting and turning by of the logs in such drive, who shall be paid by said Piscataquis Falls Pulp and Paper Company. And the additional cost, if any, of making such drive through said booms in consequence of said erections and piers of said pulp company shall be paid by said pulp company. But nothing herein contained shall make said company liable for any delay caused by said piers and booms. And said company is also hereby authorized and empowered to hold within the piers and booms mentioned in this act, and located, erected and maintained as aforesaid, all logs, pulp wood and other lumber coming down said Penobscot river, which are destined and intended for use and manufacture at the mills of said company.

Sect. 3. An account of all logs, pulp wood and other lumber detained and held within the booms of said company shall be taken by an agent to be selected jointly by said pulp company and the president of the Penobscot Lumber Association, who on the first day of each month shall make return upon oath to the clerk of said association at Bangor, of all logs, pulp wood and other lumber scaled for said company during the month next preceding, designating the number of pieces and the marks thereon, which return shall be placed upon file in the office of said association in Bangor, and shall at all times be open to the inspection of all persons interested in timber lands upon or in the driving of logs down the Penobscot river, or any of its tributaries, said agent shall receive a compensation of not exceeding two dollars per day, which shall be paid one-half by said Piscataquis Falls Pulp and Paper Company and one-half by said association.

--separating and sorting lumber of other persons, shall not be delayed.

--cost of sorting, how paid.

--company not liable for any delay.

Appointment and duty of agent to take account of lumber detained.

--compensation.

CHAP. 356

Company may take land.

-damages, how ascertained.

Sect. 4. Said Piscataquis Falls Pulp and Paper Company, its successors and assigns, may enter upon, take and hold such lands as may be necessary for the location, erection and maintenance of the piers and booms mentioned in this act, and connecting the same with the shores, and may, with their agents and teams, pass and repass over said shores and to and from the same, over the lands of other persons, for the purposes aforesaid, and for the operation and management of said piers and booms. Making compensation therefor as provided in case of damage for lands taken in laying out highways.

Sect. 5. This act shall take effect when approved.

Approved February 17, 1897.

Chapter 356.

An Act to prevent the throwing of slabs and other refuse into the Aroostook River and its tributaries, above the mouth of Beaver Brook.

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

Throwing of slabs, etc., into the Aroostook river in Sheridan plantation, forbidden.

-depositing of waste upon banks so same shall fall into river, forbidden.

-penalty.

Sect. 1. No person or persons shall cast or throw into the Aroostook river, or into any of its tributaries above the mouth of Beaver brook, in Sheridan plantation, in the county of Aroostook, from any steam or water power saw mill, any slabs, edgings, sawdust, chips, bark, mill waste, or any shavings or fibrous material created by the manufacturing of shingles, or shall place, pile, or deposit on the banks of said Aroostook river or its tributaries above the mouth of said brook, any slabs, edgings, sawdust, chips, bark, mill waste, or any shavings or fibrous material created by the manufacturing of shingles, in such negligent or careless manner that the same shall fall or be washed into said river, or its tributaries above the mouth of said brook, whereby the driving of logs or lumber down said river may become impeded or injuriously affected, or which shall tend to impede or injuriously affect the driving of logs or lumber down said river, or fill up or obstruct, or tend to fill up or obstruct the canal or wheel race of any manufacturing establishment upon said river, or any boom of logs upon said river above the mouth of said brook, or which shall damage or injuriously affect, or tend to damage or injuriously affect, the booming of logs upon said river, under a penalty for each