

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-FIRST LEGISLATURE
OF THE
STATE OF MAINE
1903.

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

AUGUSTA
KENNEBEC JOURNAL PRINT
1903

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1903.

CHAP. 110

Chapter 110.

An Act to amend Chapter two hundred twenty-nine of the Private and Special Laws of eighteen hundred eighty-three, as amended by Chapter three hundred eighty-three of the Private and Special Laws of eighteen hundred eighty-five, entitled "An Act to incorporate the Passadumkeag Log Driving Company."

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

Chapter 229, as amended by chapter 383, further amended.

Section 1. Said chapter two hundred twenty-nine as amended by said chapter three hundred eighty-three is hereby amended by striking out sections two, three and four and inserting in place thereof the following sections:

Company may drive logs.

—in Nickatous stream.

—in the Passadumkeag river.

'Section 2. Said company may drive at the cost and expense of the owners thereof the logs and other timber that may be seasonably in the Nickatous stream between the dam at the foot of Nickatous lake and the mouth of said stream, and the logs and other timber that may be seasonably in the Passadumkeag river between the mouth of said stream and Suponic pond, to the Passadumkeag boom or the Penobscot boom where logs are usually sorted, as designated by the owners of such logs and other timber.'

Owner of logs shall file statement on or before March 15.

'Section 3. Every owner of logs and other timber to be driven by said company shall file with the clerk of said company on or before the fifteenth day of March in that year a written statement signed by such owner or his authorized agent, stating the amount of logs or other timber to be driven as aforesaid, and the mark or marks thereon, together with the place from which such logs and other timber are to be driven and their place of destination. After the directors shall have ascertained the amount necessary to defray the cost of driving such logs and other timber and the other expenses for the season, they shall assess to the owners thereof the amount necessary to drive such logs and other timber together with other necessary expenses, such assessment to be based upon the boom scale. If logs or other timber are driven by said company which have not been returned as aforesaid, the directors may assess the owner of such logs and other timber, as his proportion of such expenses, such sum or sums as may be considered by the directors just and equitable; and the clerk of the company shall keep a record of all assessments and of all expenses upon which such assessments are based, which shall be open to the inspection of persons interested.'

—directors shall assess cost.

—clerk shall keep record of assessments.

Payment shall be made or secured within 20 days of assessment.

'Section 4. The directors shall give to the treasurer of the company a list of the assessments made by them, and owners of logs and other timber shall pay or satisfactorily secure the

CHAP. 111

amounts of their several assessments within twenty days from the date of such assessment, and said company shall have a lien upon all logs and other timber by it driven for the expenses of driving the same and for the other expenses of the company, which lien shall have precedence of all other claims, except laborers' liens, and shall continue for ninety days after the logs and other timber shall arrive at their place of destination for sale or manufacture, and may be enforced by attachment, but such lien may be discharged by giving a bond with sufficient sureties to said company approved by its board of directors, conditioned that such expenses shall be seasonably paid.'

—lien
established.

—lien, how
discharged.

Section 2. This act shall take effect when approved.

Approved March 4, 1903.

Chapter 111.

An Act to authorize the erection of piers and booms in the Mattawamkeag River, at Jenkin's Cove.

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

Section 1. Marion E. Sprague of Drew, in the county of Penobscot, his successors and assigns, are hereby authorized and empowered to erect and maintain in the Mattawamkeag river, at or near Jenkin's cove, so called, piers and booms for the purpose of collecting, separating, sorting and holding logs and other lumber coming down said river. Said piers and booms shall be located as follows; a sorting boom at said Jenkin's cove, and holding booms upon the northerly side of said river extending from said sorting boom to a point one hundred rods above the head of Ox Bow island and from a point one-fourth of a mile above the mouth of Mud brook, so called, to the mills of said Sprague, situated below said Jenkin's cove in Reed plantation. At least two sorting gaps shall be constructed, maintained and used for the passage of logs and other lumber through said booms. Said piers and booms shall be so located, constructed, maintained and used that logs and other lumber running down said river, belonging to other parties, and not destined for use and manufacture at the mills of said Sprague, his successors and assigns, shall not be unreasonably impeded or delayed, and in no case shall logs or other lumber be delayed longer than twenty-four hours, and the logs or lumber of other parties, when stopped for sorting shall be turned by as soon as they practically can be sorted and separated from logs and other lumber destined for

Marion E.
Sprague,
authorized to
erect piers
and booms in
Mattawam-
keag river.

—location.

—sorting
gaps.

—logs shall
not be
delayed
longer than
24 hours.