

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

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.

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 Mattawamkeag river.

—location.

—sorting gaps.

—logs shall not be delayed longer than 24 hours.

CHAP. 111

use and manufacture at the mills of said Sprague, and any stray logs or other lumber not destined for use and manufacture, at the mills of said Sprague, if found in said booms, shall be turned out by him upon written demand of the owner or owners thereof, at his own charge and expense.

Said Sprague may sort out logs for his mill.

--proviso.

Section 2. Said Sprague, his successors and assigns, by aid of such piers and booms are hereby authorized and empowered to separate and sort out from the logs and other lumber coming down said river, all logs and other lumber destined and intended for use and manufacture at the mills of said Sprague; provided, however, if upon the approach of the rear of any drive of logs to the booms herein authorized to be constructed and maintained, it shall appear to the person in charge of such drive that said Sprague has not sufficient men to sort and turn by the logs or other lumber arriving at said booms, so that such drive may be unreasonably impeded or delayed, such person, upon notice in writing to said Sprague, shall have the right to put men of his own selection upon said booms, to expedite the sorting and turning by of the logs and other lumber in such drive, who shall be paid by said Sprague; and the additional cost, if any, of making such drive through said booms in consequence of such erections and piers of said Sprague shall be paid by said Sprague; but nothing herein contained shall make said Sprague liable for any delay caused by said piers and booms. And said Sprague is also authorized and empowered to hold within the piers and booms mentioned in this act and located, erected and maintained as aforesaid, all logs and other lumber coming down said Mattawamkeag river which are destined and intended for use and manufacture at the mills of said Sprague.

Mattawamkeag Log Driving Company may appoint agent.

--duties of agent.

Section 3. The Mattawamkeag Log Driving Company, a corporation existing under the laws of the state, shall have the right at any time to appoint an agent who is hereby authorized and empowered, and whose duty it shall be, to take charge of and superintend the sorting of the logs and other lumber running through the booms herein authorized, and said Sprague at the beginning of every driving season, or at the time of the appointment of such agent, shall furnish such agent a list of marks upon all logs and other lumber intended to be manufactured at the mills of said Sprague, and such agent shall see to it that the logs and other lumber not intended to be manufactured at the mills of said Sprague are not unreasonably detained in or by said booms. The compensation of such agent shall not exceed two dollars fifty cents per day, and shall be paid by said Sprague.

--compensation of agent.

May enter upon and take lands.

Section 4. Said Sprague, his 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 purpose aforesaid, and for the operation and management of said piers and booms, and the damages for such taking shall be assessed and recovered as follows; if any person sustaining damages as aforesaid cannot agree with said Sprague upon the sum to be paid therefor, either party on petition to the county commissioners of the county in which the land so taken is situated, may have the damages assessed by them, and subsequent proceedings and right of appeal thereon shall be had in the same manner and under the same conditions, restrictions and limitations as are by law prescribed in the case of damages occasioned by the laying out of highways.

—damages,
how assessed.

Section 5. This act shall take effect when approved.

Approved March 4, 1903.

Chapter 112

An Act to incorporate the South West Harbor Trust Company.

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

Section 1. J. D. Phillips, B. H. Mayo, E. A. Lawler, A. L. Somes, George R. Fuller and A. E. Farnsworth, or such of them as may by vote accept this charter, with their associates, successors and assigns, are hereby made a body corporate and politic to be known as the South West Harbor Trust Company, and as such shall be possessed of all the powers, privileges and immunities and subject to all the duties and obligations conferred on corporations by law.

Corporators.

—corporate
name.

Section 2. The corporation hereby created shall be located at South West Harbor, Maine.

Location.

Section 3. The purposes of said corporation and the business which it may perform, are; first, to receive on deposit, money, coin, bank notes, evidences of debt, accounts of individuals, companies, corporations, municipalities and states, allowing interest thereon, if agreed, or as the by-laws of said corporation may provide; second, to borrow money, to loan money on credits, or real estate, or personal security, and to negotiate loans and sales for others; third, to own and maintain safe deposit vaults, with boxes, safes and other facilities therein, to

Purposes.

—may own
safe deposit
vaults.