

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-THIRD LEGISLATURE
OF THE
STATE OF MAINE
1907.

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

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1907.

but may cross, or when necessary, change the direction of any private wire or pipe, drain or sewer, in such manner as not to obstruct or impair the use thereof, being responsible to the owner or other person for any injury occasioned thereby in an action on the case.

Section 7. Said corporation may issue its bonds upon such rates and time as it may deem expedient and in such amounts as may be required for the objects of its incorporation and for the purposes of this act, and secure the same by mortgage upon the franchise and property of said company.

May issue bonds.

Section 8. The first meeting of said corporation may be called by written notice thereof signed by any two corporators herein named, served upon each corporator by a copy of the same in hand or mailed postage paid, at least seven days prior to the day named therein for such meeting.

First meeting, how called.

Section 9. This act shall take effect when approved.

Approved February 26, 1907.

Chapter 127.

An Act authorizing the erection and maintenance of piers and booms in the West Branch of the Penobscot River.

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

Section 1. Lewis Cass Ledyard, Garret Schenck and Payne Whitney, their heirs, successors and assigns, owners of the mills erected and to be erected on the east half of township A, range seven, west of east line of the state, in Penobscot county, state of Maine, are hereby authorized and empowered to locate, erect and maintain in the west branch of the Penobscot river between the mouth of Jerry brook and the dam now in process of construction at Burnt Land Rips on said township, piers and booms for the purpose of collecting, holding, separating and sorting out logs, pulp wood and other lumber coming down said west branch of the Penobscot river; provided, however, that at least four 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 west branch belonging to other parties and not destined for use and manufacture at the aforesaid mills 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 and separated from logs and lumber destined for use and manufacture at said mills, and any stray logs, pulp

Piers and booms authorized in west branch Penobscot river.

—proviso.

—shall not delay logs of other parties.

CHAP. 127

—stray logs
to be turned
out.

wood and other lumber not destined for use and manufacture at said mills, if found in the aforesaid booms, shall be turned out thereof by the owners of said booms upon the demand of the owner or owners of such logs in writing, free of charge or expense to the owners of such logs.

Ownership
of unmarked
logs, how
ascertained.

All logs, pulp wood and other lumber without marks or means by which their ownership can be ascertained shall be subject to the provisions of chapter four hundred and five, private and special laws of nineteen hundred and three.

Authorized
to sort logs.

Section 2. Said Lewis Cass Ledyard, Garret Schenck and Payne Whitney, their heirs, successors and assigns, owners of the aforesaid mills, 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 aforesaid mills; 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 there are 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 the owners of said booms left at the office of the Great Northern Paper Company, Bangor, Maine, by the agent or clerk of the Penobscot Log Driving Company 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 drives, who shall be paid by the then owners of said booms, and the additional cost, if any, of making such drive through said booms in consequence of said erections and piers authorized by this act, shall be paid by the then owners of said booms, but nothing herein contained shall make the owners of said piers and booms liable for the delay caused by said piers and booms. And the owners of said mills are 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 west branch of the Penobscot river which are destined and intended for use and manufacture at the aforesaid mills.

—proviso.

—mill
owners may
hold logs.

May take
and hold
lands.

Section 3. Said Lewis Cass Ledyard, Garret Schenck and Payne Whitney, their heirs, successors and assigns, owners of the aforesaid mills, 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 shore, and may themselves and their servants and their agents, on foot and with 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. And if any person sustaining damage aforesaid shall not agree with the owners of said piers and booms upon the sum to be paid for such damages either party on petition to the commissioners of Penobscot county may have such damages assessed by them, and subsequent proceedings and right to appeal thereon shall be had in same manner and under the same conditions, restrictions and limitations as are by law prescribed in the case of damages by the laying out of highways.

—damages,
how
assessed.

Section 4. This act shall take effect when approved.

Approved February 26, 1907.

Chapter 128.

An Act to amend Chapter two hundred and twelve of the Private and Special Laws of nineteen hundred and three, as amended by Chapter one hundred and thirty-nine of the Private and Special Laws of nineteen hundred and five, relating to the Searsport Water Company.

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

Section 1. Section nine of chapter two hundred and twelve of the private and special laws of nineteen hundred and three is hereby amended by striking out the word "fifty" in the first line thereof and inserting in its place the words 'two hundred,' so that said section, as amended, shall read as follows:

Section 9,
chapter 212,
private and
special laws,
1903,
amended.

'Section 9. The capital stock of said company shall be two hundred thousand dollars and said stock shall be divided into shares of twenty-five dollars each.'

Capital
stock.

Section 2. This act shall take effect when approved.

Approved February 26, 1907.