

# MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE,

DURING THE SESSION

A. D. 1891.



AUGUSTA:  
BURLEIGH & FLYNT, PRINTERS TO THE STATE.  
1892.

NEW DRAFT. .

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# Sixty-Fifth Legislature.

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SENATE.

No. 76.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED  
AND NINETY-ONE.

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AN ACT to incorporate the Ellis River West Branch  
Improvement Company.

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

SECTION 1. G. C. Moses, F. H. Twitchell, E. Plum-  
2 mer, W. E. Plummer and W. H. Newell, and their asso-  
3 ciates, successors and assigns are hereby incorporated  
4 under the name of the Ellis River West Branch Improve-  
5 ment Company, with all the privileges and subject to the  
6 liabilities incident to corporations of a similar nature.

SECT. 2. The capital stock of said company shall be  
2 \$5,000, and the Androscoggin Water Power Company is  
3 hereby authorized to hold stock in said corporation.

SECT. 3. Said corporation is hereby authorized to  
2 improve the west branch of Ellis river and its tributaries,  
3 in the county of Oxford, for log driving purposes, and  
4 for this purpose, to widen, deepen and remove obstruc-  
5 tions from the channels of said river and its tributaries,  
6 and to construct dams, side dams and sluice-ways  
7 therein, to erect looms, side looms and piers therein,  
8 and to make such other improvements in said river and  
9 along any part thereof down to Ripley's Mill at Andover  
10 Corner as may be necessary and proper to facilitate log  
11 driving, provided that such improvements shall not inter-  
12 fere with the reasonable and proper use of any mills or  
13 works now in operation upon said river.

SECT. 4. For any materials taken for the purposes  
2 aforesaid, reasonable compensation shall be made to the  
3 owners thereof, to be ascertained in the same manner and  
4 under the same conditions as are provided in the case of  
5 damagess by laying out of public highways; and for any  
6 damages by flowage reasonable compensation shall be made  
7 to the parties injured, to be ascertained in the same man-  
8 ner as now provided by law in cases of flowing lands by  
9 erection of dams and mills.

SECT. 5. After the improvements contemplated by this act  
2 shall have been made in said river and its tributaries, and  
3 during such time as the same shall be kept in proper con-  
4 dition to facilitate the passage of logs and pulp wood, the  
5 said corporation may demand and receive fifteen cents per  
6 thousand feet, woods scale, for all long lumber consisting  
7 of logs, masts or spars, and two cents per cord for all  
8 spruce, pine or poplar wood, intended for pulp wood, that  
9 shall be placed in said river or its tributaries, above

10 Ripley's Mill, at Andover Corner, for passage through or  
11 by its said works, and which shall pass to or by said Rip-  
12 ley's Mill.

SECT. 6. And said corporation shall have a lien on said  
2 lumber and wood for said toll to be enforced by attachment  
3 and suit to be begun within ninety days after the same  
4 shall arrive at its destination.

SECT. 7. When the tolls on the lumber and pulp wood  
2 specified herein, including tolls on all lumber and pulp  
3 wood driven down said stream by this corporation, shall  
4 amount to a sum sufficient to pay the cost of all improve-  
5 ments actually made on said stream, with interest thereon  
6 at the rate of six per cent per annum, then said toll shall  
7 be reduced to a sum sufficient to keep said improvements  
8 in repair and pay for any additions thereto as needed from  
9 time to time to facilitate said log driving.

SECT. 8. Said corporation shall keep an account of all  
2 moneys paid out for said improvements upon said stream  
3 and all moneys received for toll, for lumber or pulp wood,  
4 driven down said stream, at its office, and the same shall  
5 be open at all reasonable times to the inspection of all  
6 timber land owners upon said stream, or persons actually  
7 engaged in driving lumber or pulp wood down the same.

SECT. 9. The said incorporators shall organize and  
2 make the improvements contemplated under this act within  
3 two years from its approval, or the same shall be forfeited.

SECT. 10. This act shall take effect when approved.

STATE OF MAINE.

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IN SENATE, February 12, 1891.

Reported in the House from Committee on Interior Waters and passed  
to be engrossed.

In Senate, laid on table to be printed under joint rules.

KENDALL M. DUNBAR, *Secretary.*