

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

OF THE

## SIXTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE.

1891.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1891.

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**CHAP. 96** eighteen hundred and ninety, and in mortgaging its property and franchises to secure the payment of the same, are hereby ratified and confirmed.

**SECT. 3.** This act shall take effect when approved.

Approved February 21, 1891.

## Chapter 96.

An Act to incorporate the Ellis River West Branch Improvement Company.

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

**Corporators.** **SECT. 1.** G. C. Moses, F. H. Twitchell, E. Plummer, W. E. Plummer and W. H. Newell, and their associates, successors and assigns, are hereby incorporated under the name of the Ellis River West Branch Improvement Company, with all the privileges and subject to the liabilities incident to corporations of a similar nature.

—corporate name.

**Capital stock.**

**SECT. 2.** The capital stock of said company shall be five thousand dollars and the Androscoggin Water Power Company is hereby authorized to hold stock in said corporation.

Authorized to improve Ellis river.

**SECT. 3.** Said corporation is hereby authorized to improve the west branch of Ellis river and its tributaries, in the county of Oxford, for log driving purposes, and for this purpose, to widen, deepen and remove obstructions from the channels of said river and its tributaries, and to construct dams, side dams and sluice ways therein, to erect booms, side booms and piers therein, and to make such other improvements in said river and along any part thereof down to Ripley's mill at Andover Corner, as may be necessary and proper to facilitate log driving, provided, that such improvements shall not interfere with the reasonable and proper use of any mills or works now in operation upon said river.

—proviso.

Damages for land and for flowage, how determined.

**SECT. 4.** For any materials taken for the purposes aforesaid, reasonable compensation shall be made to the owners thereof, to be ascertained in the same manner and under the same conditions as are provided in the case of damages by laying out of public highways; and for any damages by flowage reasonable compensation shall be made to the parties injured, to be ascertained in the same manner as now pro-

vided by law in cases of flowing lands by erection of dams and mills.

SECT. 5. After the improvements contemplated by this act shall have been made in said river and its tributaries, and during such time as the same shall be kept in proper condition to facilitate the passage of logs and pulp wood, the said corporation may demand and receive fifteen cents per thousand feet, woods scale, for all long lumber consisting of logs, masts or spars, and two cents per cord for all spruce, pine or poplar wood, intended for pulp wood, that shall be placed in said river or its tributaries, above Ripley's mill, at Andover Corner, for passage through or by its said works, and which shall pass to or by said Ripley's mill.

May fix tolls.

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

Shall have lien on lumber for tolls.

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

When tolls shall be reduced.

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

Shall keep an account of all money expended.

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

Act, forfeited, unless company is organized, etc., within two years.

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