

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)

Sixty-Sixth Legislature.

HOUSE.

No. 84.

STATE OF MAINE.

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

AN ACT to incorporate the Black Brook Improvement
Company.

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

SECTION 1. G. C. Moses, E. Plummer, F. H. Twitchell,
2 W. E. Plummer and William H. Newell, and their asso-
3 ciates, successors and assigns, are hereby incorporated
4 under the name of the Black Brook Improvement Com-
5 pany, with all the privileges and subject to the liabilities
6 incident to corporations of a similar nature.

SECT. 2. The capital stock of said company shall not
2 exceed five thousand dollars, and the Androscoggin Water
3 Power Company is hereby authorized to hold stock in said
4 corporation.

SECT. 3. Said corporation is hereby authorized to
2 improve Black Brook, so called, in the township of
3 Andover, North Surplus and town of Andover, in the
4 County of Oxford, from its source to its junction with
5 Ellis river, so called, for log driving purposes, by widen-
6 ing, deepening and removing obstructions from the
7 channel of said brook, by the construction of dams, side
8 dams and sluiceways therein, and by the erection of
9 booms, side booms and piers therein, to facilitate the
10 floating of logs and pulp wood.

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 is provided in the case of
5 damages by laying out of public highways; and for
6 any damages by flowage reasonable compensation shall
7 be made to the parties injured, to be ascertained in the
8 same manner as is now provided in cases of flowing lands
9 by erection of dams and mills.

SECT. 5. After the improvements contemplated by this
2 act shall have been made in said brook, and during such
3 time as the same shall be kept in proper condition to
4 reasonably accommodate the passage of logs and pulp
5 wood, the said corporation may demand and receive
6 twenty-five cents per thousand feet, wood scale, for all
7 long lumber and saw logs, and five cents per cord for all
8 spruce, pine or poplar wood in four or eight feet lengths,
9 intended for pulp wood, that shall be floated down said

10 brook, through and past the improvements made by said
11 corporation under this charter.

SECT. 6. Said corporation shall have a lien on said
2 lumber and wood for said toll, to be enforced by attach-
3 ment, and suit to be begun within ninety days after the
4 same shall have arrived at its destination.

SECT. 7. Said corporation shall have the right to col-
2 lect tolls upon all lumber and pulp wood which shall be
3 floated down said brook, through and by its said works,
4 until the amount collected shall be sufficient to pay the
5 cost of all improvements actually made on said stream,
6 with interest thereon at the rate of six per cent per
7 annum, after which time said toll shall be reduced to a
8 sum sufficient to keep said improvements in suitable
9 repair, and pay for additions made thereto, from time to
10 time, as needed to facilitate log driving.

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

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

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

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
February 9, 1893. }

Reported by Mr. WEEKS of Old Town, from Committee on Interior
Waters, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*