

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)

NEW DRAFT.

Sixty-Eighth Legislature.

HOUSE.

No. 91.

STATE OF MAINE.

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

AN ACT to incorporate the South Branch Improvement
Company.

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

Section 1. Elias Thomas, John R. Viles and Frank W.
2 Butler, their associates, successors and assigns be and are
3 hereby created a body corporate by the name of the South
4 Branch Improvement Company, with all the rights, powers
5 and privileges of similar corporations.

Sect. 2. Said corporation may issue its capital stock to
2 an amount not exceeding ten thousand dollars, and to be
3 divided into shares of one hundred dollars each.

Sect. 3. Said corporation is hereby authorized to improve
2 the South Branch of Dead River, so called, in the county of
3 Franklin, from its source to the Cove, so called, about one
4 mile below Buttermilk falls, for log-driving purposes, by
5 widening, deepening and removing obstructions from the
6 channel of said stream, by the construction of dams, side-
7 dams and sluice-ways therein, and by the erection of booms,
8 side-booms and piers therein to facilitate the floating of
9 logs and pulp wood.

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

Sect. 5. Said corporation shall have the right to collect
2 a toll upon all lumber and pulp wood which shall be floated
3 down said stream from any point above said cove, of twenty
4 cents per thousand feet, wood scale, for all long lumber and
5 saw logs, and ten cents per cord for all spruce, pine or
6 poplar wood in four or eight feet lengths intended for pulp
7 wood, and shall have a lien upon all logs, lumber and pulp
8 wood which may be floated down said stream for the pay-
9 ment of said tolls; but the logs of each particular mark shall

10 be holden only for the tolls of such mark, and if such toll is
11 not paid within twenty days after such logs or pulp wood,
12 or a majority part of them, shall have arrived at their desti-
13 nation, said corporation may seize such logs, lumber and
14 pulp wood, and sell at public auction so much thereof as
15 shall be necessary to pay such toll, costs and charges, notice
16 of the time and place of said sale being first given ten days
17 prior to such sale, in some newspaper printed in said Frank-
18 lin county.

Sect. 6. Said corporation shall keep a true and accurate
2 account of the cost of such improvements as shall be made,
3 which shall be open to inspection at all times to land-owners
4 or operators; and when the toll received on said river shall
5 have paid the cost of all improvements heretofore made by
6 these corporators, or either of them, or that may hereafter
7 be made by this corporation on said stream, and all interest,
8 cost and expense thereon, then the toll herein provided for
9 shall be reduced to a sum sufficient to keep the works in
10 repairs, pay all expenses of the management of this corpo-
11 ration and all future necessary improvements.

Sect. 7. This act shall take effect when approved.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES,
February 15, 1897.

Reported by Mr. KING of Caribou, from Committee on Interior
Waters, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*