

# MAINE STATE LEGISLATURE

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# SEVENTY-THIRD LEGISLATURE

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SENATE.

No. 143

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND SEVEN.

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AN ACT to incorporate the Magalloway River Improvement  
Company.

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

Section 1. Charles E. Oak, Frank P. Thomas and F. M.  
2 Simpson, their associates, successors and assigns, are hereby  
3 created a corporation by the name of the Magalloway River  
4 Improvement Company, with all the rights, powers and  
5 privileges of similar corporations.

Sect. 2. Said company may erect and maintain dams with  
2 suitable sluices in Magalloway river and its tributaries from  
3 and above Parmachenee lake, in Township 5, Range 4,  
4 Township 5, Range 5, Township 4, Range 5, and Township  
5 4, Range 6, W. B. K. P., in Oxford county; and may con-

6 struct and maintain necessary side dams, booms, abutments  
7 and other necessary appliances in said Magalloway river  
8 and its tributaries, remove the rocks therefrom, widen,  
9 deepen and otherwise improve the same for the purpose of  
10 facilitating the driving of logs and other lumber thereon ;  
11 and for the above purpose said company may take necessary  
12 land and materials for building such dams and making such  
13 improvements and locating the same, and the damages for  
14 land and materials so taken, if not agreed upon by the par-  
15 ties interested, shall be ascertained and determined by the  
16 county commissioners of the county where the land so taken  
17 is situate or the materials used are found, in the same man-  
18 ner and under the same conditions and limitations as are  
19 provided by law in case of damages occasioned by laying  
20 out highways, and the amount of damages so determined  
21 shall be paid by said company.

Sect. 3. Said company may demand and receive a toll of  
2 fifteen cents per thousand feet board measure on all logs and  
3 lumber which may pass through or over said dams and  
4 improvements below the south line of Township 4, Range 6,  
5 and twenty-five cents per thousand feet board measure for  
6 all logs and lumber which may pass through or over said  
7 dams and improvements from any point above the south line  
8 of said Township 4, Range 6, and for all logs and lumber  
9 which may pass through or over the dams and improvements  
10 on the Lower East Branch, so called, into Magalloway river,  
11 an additional toll of ten cents per thousand feet board meas-

12 ure may be demanded and received; and said company shall  
13 have a lien on all logs and lumber which may pass through  
14 any of its dams or improvements for the payment of said  
15 tolls and the costs and charges for enforcing the same, which  
16 shall continue for thirty days after such logs and lumber, or  
17 the major part thereof, shall have arrived at their destination  
18 and after demand of payment made upon the owner or per-  
19 son in charge thereof. Said lien may be enforced by attach-  
20 ment in the same manner as the general lien upon logs and  
21 lumber provided in chapter ninety-three, Revised Statutes.  
22 The logs of each particular mark shall be holden only for the  
23 tolls of such mark.

Sect. 4. When said company shall have received from tolls  
2 its outlay already made and to be made on said river and its  
3 tributaries for all dams, side dams, sluices, booms, abutments  
4 and other improvements, and for repairs made upon the same  
5 up to that time, and eight per cent interest thereon, then the  
6 tolls herein provided shall be fixed at a sufficient amount to  
7 keep the said dams and other improvements in repair.

Sect. 5. The first meeting of said company shall be called  
2 at Bangor, Maine, by notice signed by any one of the incor-  
3 porators named in section one, setting forth the time, place  
4 and purpose of the meeting, and such notice shall be mailed  
5 to each of the other incorporators, postage paid, seven days  
6 at least before the day of such meeting.

Sect. 6. This act shall take effect when approved.

STATE OF MAINE.

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IN SENATE, February 22, 1907.

Reported by Mr. HOUSTON from Committee on Interior Waters, and  
laid on table to be printed under joint rules.

F. G. FARRINGTON, *Secretary*